FEDERAL REGISTER

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Pages 3725–3758

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Civil Service Commission
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Farm Credit Administration
Federal Aviation Agency
Federal Communications Commission
Federal Reserve System
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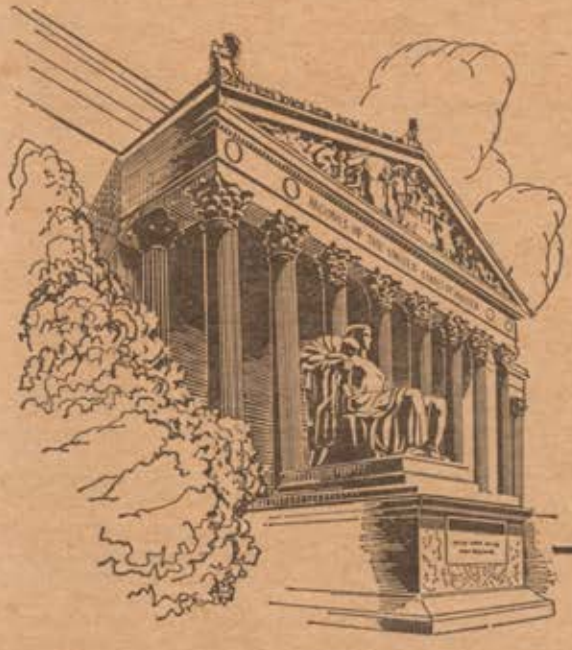

FEDERAL REGISTER

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Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Federal Deposit Insurance Corporation

Section 213.3333 is amended to show that the position of Special Assistant to the Director (Appointive) is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, paragraph (i) is added to § 213.3333 as set out below.

§ 213.3333 **Federal Deposit Insurance Corporation.**

* * * * *

(i) One Special Assistant to the Director (Appointive).

(5 U.S.C. 3301, 3302, E.O. 10577, 19 F.R. 7521, 3 CFR, 1954–58 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] DAVID F. WILLIAMS,
Director, Bureau of Management Services.

[F.R. Doc. 67-2451; Filed, Mar. 3, 1967; 8:48 a.m.]

Title 7—AGRICULTURE

Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture

[Navel Orange Reg. 128]

PART 907—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 907.428 **Navel Orange Regulation 128.**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907), regulating the handling of Navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553 (1966)) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Navel oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on March 2, 1967.

(b) *Order.* The respective quantities of Navel oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a.m., P.s.t., March 5, 1967, and ending at 12:01 a.m., P.s.t., March 12, 1967, are hereby fixed as follows:

(i) District 1: 900,000 cartons;

(ii) District 2: 450,000 cartons;

(iii) District 3: Unlimited movement;

(iv) District 4: Unlimited movement.

(2) As used in this section, "handled," "District 1," "District 2," "District 3," "District 4," and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: March 3, 1967.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-2547; Filed, Mar. 3, 1967; 11:21 a.m.]

[Valencia Orange Reg. 189]

PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 908.489 **Valencia Orange Regulation 189.**

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C 601–674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553 (1966)) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of per-

sons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on March 2, 1967.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a.m., P.s.t., March 5, 1967, and ending at 12:01 a.m., P.s.t., March 12, 1967, are hereby fixed as follows:

(i) District 1: Unlimited movement;
(ii) District 2: Unlimited movement;
(iii) District 3: 99,018 cartons.

(2) As used in this section, "handled," "handler," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: March 3, 1967.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-2548; Filed, Mar. 3, 1967; 11:21 a.m.]

[Lemon Reg. 257]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

§ 910.557 Lemon Regulation 257.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553 (1966)) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on February 28, 1967.

(b) *Order.* (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period beginning at 12:01 a.m., P.s.t., March 5, 1967, and ending at 12:01 a.m., P.s.t., March 12, 1967, are hereby fixed as follows:

(i) District 1: 13,020 cartons;
(ii) District 2: 191,580 cartons;
(iii) District 3: Unlimited movement.

(2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in the said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: March 2, 1967.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-2528; Filed, Mar. 3, 1967; 8:50 a.m.]

[Grapefruit Reg. 37]

PART 912—GRAPEFRUIT GROWN IN INDIAN RIVER DISTRICT IN FLORIDA

Limitation of Handling

§ 912.337 Grapefruit Regulation 37.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 912, as amended (7 CFR Part 912), regulating the handling of grapefruit grown in the Indian River District in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Indian River Grapefruit Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553 (1966)) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Indian River grapefruit, and the need for regulation; interested persons were afforded an opportunity to submit information and veiws at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Indian River grapefruit; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on March 2, 1967.

(b) *Order.* (1) The quantity of grapefruit grown in the Indian River District which may be handled during the period beginning at 12:01 a.m., e.s.t., March 6, 1967, and ending at 12:01 a.m., e.s.t., March 13, 1967, is hereby fixed at 245,000 standard packed boxes.

(2) As used in this section, "handled," "Indian River District," "grapefruit," and "standard packed box" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: March 2, 1967.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-2529; Filed, Mar. 3, 1967; 8:50 a.m.]

Title 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

PART 212—DOCUMENTARY REQUIREMENTS: NONIMMIGRANTS; WAIVERS; ADMISSION OF CERTAIN INADMISSIBLE ALIENS; PAROLE

PART 214—NONIMMIGRANT CLASSES

Transits Without Visas

The following amendments to Chapter I of Title 8 of the Code of Federal Regulations are hereby prescribed:

Paragraph (e) of § 212.1 is amended to read as follows:

§ 212.1 Documentary requirements for nonimmigrants.

* * * * *

(e) *Direct transits*—(1) *Transit without visa.* A passport and visa are not required of an alien who is being transported in immediate and continuous transit through the United States in accordance with the terms of an agreement entered into between the transportation line and the Service under the provisions of section 238(d) of the Act on Form I–426 to insure such immediate and continuous transit through, and departure from, the United States en route to a specifically designated foreign country: *Provided*, That such alien is in possession of a travel document or documents establishing his identity and nationality and ability to enter some country other than the United States. This waiver of visa and passport requirements is not available to an alien who is a citizen of Albania, Communist-controlled China ("Chinese Peoples' Republic"), Cuba, North Korea ("Democratic Peoples' Republic of Korea"), North Viet Nam ("Democratic Republic of Viet Nam"), Outer Mongolia ("Mongolian Peoples' Republic"), or the Soviet Zone of Germany ("German Democratic Republic") and is a resident of one of said countries, and is, on a basis of reciprocity, available to a national of Bulgaria, Czechoslovakia, Estonia, Hungary, Latvia, Lithuania, Poland, Rumania or the Union of Soviet Socialist Republics resident in one of said countries, only if he is transiting the United States by aircraft of a transportation line signatory to an agreement with the Service on Form I–426 on a direct through flight which will depart directly to a foreign place from the port of arrival.

(2) *Foreign government officials in transit.* If an alien is of the class described in section 212(d)(8) of the Act only a valid unexpired visa and a travel document valid for entry into a foreign country for at least 30 days from the date of admission to the United States are required.

* * * * *

2. Subparagraph (1) of paragraph (c) of § 214.2 is amended to read as follows:

§ 214.2 Special requirements for admission, extension, and maintenance of status.

* * * * *

(c) *Transits*—(1) *Without visas.* An applicant for admission under the transit without visa privilege must establish that he is admissible under the immigration laws; that he has confirmed and onward reservations to at least the next country beyond the United States (except that, if seeking to join a vessel in the United States as a crewman, he will proceed directly to the vessel and upon joining the vessel, will remain aboard at all times until it departs from the United States); and that his departure from the United States will be accomplished within 10 calendar days after his arrival. Except for transit from one part of foreign contiguous territory to another part of the same territory, application for direct transit without a visa must be made at one of the following ports of entry: Buffalo, N.Y.; Rouses Point, N.Y.; Boston, Mass.; New York, N.Y.; Norfolk, Va.; Baltimore, Md.; Philadelphia, Pa.; Washington, D.C.; Miami, Fla.; Port Everglades, Fla.; Tampa, Fla.; New Orleans, La.; San Antonio, Tex.; Dallas, Tex.; Houston, Tex.; Brownsville, Tex.; San Diego, Calif.; Los Angeles, Calif.; San Francisco, Calif.; Honolulu, Hawaii; Seattle, Wash.; Portland, Oreg.; St. Paul, Minn.; Chicago, Ill.; Detroit, Mich.; Anchorage, Alaska; Fairbanks, Alaska; San Juan, P.R.; Charlotte Amalie, V.I.; Christiansted, V.I.; Agana, Guam. The privilege of transit without a visa may be authorized only under the conditions that the alien will depart voluntarily from the United States, that he will not apply for adjustment of status under section 245 of the Act, and that at all times he is not aboard an aircraft which is in flight through the United States he shall be in the custody directed by the district director, provided that if admissibility is established only after exercise of the discretion contained in section 212(d)(3)(B) of the Act the alien shall be in the custody of the Service at carrier expense and must depart on the earliest and most direct foreign-destined plane or vessel.

* * * * *

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103)

This order shall be effective on the date of its publication in the FEDERAL REGISTER. Compliance with the provisions of section 553 of Title 5 of the United States Code (P.L. 89–554, 80 Stat. 383) as to notice of proposed rule making is unnecessary in this instance because the rules prescribed by the order confer benefits on persons affected thereby.

Dated: February 27, 1967.

RAYMOND F. FARRELL,
Commissioner of Immigration and Naturalization.

[F.R. Doc. 67-2442; Filed, Mar. 3, 1967; 8:47 a.m.]

Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 14—ADMINISTRATIVE CLAIMS UNDER FEDERAL TORT CLAIMS ACT

Pursuant to and in accordance with section 2672 of Title 28, United States Code, as amended by section 1(a) of the Act of July 18, 1966 (Public Law 89–506; 80 Stat. 306), and Title 28, Chapter 1, Part 14 of the Code of Federal Regulations (31 F.R. 16616), Part 14 is added to Title 10 of the Code of Federal Regulations, reading as set forth below.

Subpart A—General

Sec.
14.1 Scope of regulations.

Subpart B—Procedures

14.2 Administrative claim; when presented; appropriate AEC office.
14.3 Administrative claim; who may file.
14.4 Investigation.
14.5 Administrative claims; evidence and information to be submitted.
14.6 Authority to adjust, determine, compromise, and settle.
14.7 Limitation on authority.
14.8 Referral to Department of Justice.
14.9 Review by legal officers.
14.10 Final denial of claim.
14.11 Action on approved claims.

AUTHORITY: The provisions of this Part 14 are issued under sec. 1(a), 80 Stat. 306, 28 U.S.C. 2672; 28 CFR Part 14.

Subpart A—General

§ 14.1 Scope of regulations.

(a) These regulations shall apply only to claims asserted under the Federal Tort Claims Act, as amended, accruing on or after January 18, 1967, for money damages against the United States for injury to or loss of property or personal injury or death caused by the negligent or wrongful act or omission of any employee of the Atomic Energy Commission while acting within the scope of his office or employment.

(b) The terms "Atomic Energy Commission" and "commission" as used in this part mean the agency established by the Atomic Energy Act of 1946, as amended by the Atomic Energy Act of 1954, but do not include any contractor with the Atomic Energy Commission.

Subpart B—Procedures

§ 14.2 Administrative claim; when presented; appropriate AEC office.

(a) For purposes of these regulations, a claim shall be deemed to have been presented when the Atomic Energy Commission receives, at a place designated in paragraph (b) of this section, an executed Standard Form 95 or other written notification of an incident, accompanied by a claim for money damages in a sum certain for injury to or loss of property, for personal injury, or for death, alleged to have occurred by reason of the incident. A claim which should have been presented to the Commission, but which was mistakenly addressed to or filed with another Federal agency,

shall be deemed to be presented to the Commission as of the date that the claim is received by the Commission. A claim mistakenly addressed to or filed with the Commission shall forthwith be transferred to the appropriate Federal agency, if ascertainable, or returned to the claimant.

(b) A claimant shall mail or deliver his claim to the office of employment of the Commission employee or employees whose negligent or wrongful act or omission is alleged to have caused the loss or injury complained of. Where such office of employment is Atomic Energy Commission Headquarters, or is not known and not reasonably ascertainable, claimant shall file his claim with the Office of the General Counsel, U.S. Atomic Energy Commission, Washington, D.C. 20545. In all other cases claimant shall address his claim to the Manager of the appropriate office indicated below, "Attention, Office of Chief Counsel":

(1) Amarillo Area Office, Post Office Box 1086, Amarillo, Tex. 79105.

(2) Albuquerque Operations Office, Post Office Box 5400, Albuquerque, N. Mex. 87115.

(3) Brookhaven Office, Upton, N.Y. 11973.

(4) Burlington Area Office, Post Office Box 561, Burlington, Iowa 52601.

(5) Canoga Park Area Office, Post Office Box 591, Canoga Park, Calif. 91305.

(6) Chicago Operations Office, 9800 South Cass Avenue, Argonne, Ill. 60439.

(7) Cincinnati Area Office, Post Office Box 39188, Cincinnati, Ohio 45239.

(8) Dayton Area Office, Post Office Box 66, Miamisburg, Ohio 45342.

(9) Grand Junction Office, Post Office Box 2567, Grand Junction, Colo. 81501.

(10) Honolulu Area Office, Post Office Box 580, Honolulu, Hawaii 96809.

(11) Idaho Operations Office, Post Office Box 2108, Idaho Falls, Idaho 83401.

(12) Kansas City Area Office, Post Office Box 202, Kansas City, Mo. 64141.

(13) Los Alamos Area Office, Los Alamos, N. Mex. 87544.

(14) Nevada Operations Office, Post Office Box 1676, Las Vegas, Nev. 89101.

(15) New Brunswick Area Office, Post Office Box 150, New Brunswick, N.J. 08903.

(16) New York Operations Office, 376 Hudson Street, New York, N.Y. 10014.

(17) Oak Ridge Operations Office, Post Office Box E, Oak Ridge, Tenn. 37830.

(18) Paducah Area Office, Post Office Box 1213, Paducah, Ky. 42001.

(19) Palo Alto Area Office, Post Office Box 2370, Stanford, Calif. 94305.

(20) Pinellas Area Office, Post Office Box 11500, St. Petersburg, Fla. 33733.

(21) Pittsburgh Naval Reactors Office, Post Office Box 109, West Mifflin, Pa. 15122.

(22) Puerto Rico Area Office, Post Office Box BB, Hato Rey, P.R. 00919.

(23) Richland Operations Office, Post Office Box 550, Richland, Wash. 99352.

(24) Rocky Flats Area Office, Post Office Box 928, Golden, Colo. 80401.

(25) St. Louis Area Office, Post Office Box 470, St. Charles, Mo. 63301.

(26) San Francisco Operations Office, 2111 Bancroft Way, Berkeley, Calif. 94704.

(27) Savannah River Operations Office, Post Office Box A, Aiken, S.C. 29801.

(28) Schenectady Naval Reactors Office, Post Office Box 1069, Schenectady, N.Y. 12301.

§ 14.3 Administrative claim; who may file.

(a) A claim for injury to or loss of property may be presented by the owner of the property interest which is the subject of the claim, his duly authorized agent, or his legal representative.

(b) A claim for personal injury may be presented by the injured person, his duly authorized agent, or his legal representative.

(c) A claim based on death may be presented by the executor or administrator of the decedent's estate or by any other person legally entitled to assert such a claim under applicable State law.

(d) A claim for loss wholly compensated by an insurer with the rights of a subrogee may be presented by the insurer. A claim for loss partially compensated by an insurer with the rights of a subrogee may be presented by the insurer or the insured individually, as their respective interests appear, or jointly. Whenever an insurer presents a claim asserting the rights of a subrogee, he shall present with his claim appropriate evidence that he has the rights of a subrogee.

(e) A claim presented by an agent or legal representative shall be presented in the name of the claimant, be signed by the agent or legal representative, show the title or legal capacity of the person signing, and be accompanied by evidence of his authority to present a claim on behalf of the claimant as agent, executor, administrator, parent, guardian, or other representative.

§ 14.4 Investigation.

The Commission may investigate, or may request any other Federal agency to investigate, a claim filed hereunder.

§ 14.5 Administrative claims; evidence and information to be submitted.

(a) *Death.* In support of a claim based on death, the claimant may be required to submit the following evidence or information:

(1) An authenticated death certificate or other competent evidence showing cause of death, date of death, and age of the decedent.

(2) Decedent's employment or occupation at time of death, including his monthly or yearly salary or earnings (if any), and the duration of his last employment or occupation.

(3) Full names, addresses, birth, dates, kinship, and marital status of the decedent's survivors, including identification of those survivors who were dependent for support upon the decedent at the time of his death.

(4) Degree of support afforded by the decedent to each survivor dependent upon him for support at the time of his death.

(5) Decedent's general physical and mental condition before death.

(6) Itemized bills for medical and burial expenses incurred by reason of the incident causing death, or itemized receipts of payment for such expenses.

(7) If damages for pain and suffering prior to death are claimed, a physician's detailed statement specifying the injuries suffered, duration of pain and suffering, any drugs administered for pain, and the decedent's physical condition in the interval between injury and death.

(8) Any other evidence or information which may have a bearing on either the responsibility of the United States for the death or the amount of damages claimed.

(b) *Personal injury.* In support of a claim for personal injury, including pain and suffering, the claimant may be required to submit the following evidence or information:

(1) A written report by his attending physician or dentist setting forth the nature and extent of the injury, nature and extent of treatment, any degree of temporary or permanent disability, the prognosis, period of hospitalization, and any diminished earning capacity. In addition, the claimant may be required to submit to a physical or mental examination by a physician employed by the Commission or another Federal agency. A copy of the report of the examining physician shall be made available to the claimant upon the claimant's written request, provided that he has, upon request, furnished the report referred to in the first sentence of this subparagraph and has made or agrees to make available to the Commission any other physician's reports previously or thereafter made of the physical or mental condition which is the subject matter of his claim.

(2) Itemized bills for medical, dental, and hospital expenses incurred, or itemized receipts of payment for such expenses.

(3) If the prognosis reveals the necessity for future treatment, a statement of expected expenses for such treatment.

(4) If a claim is made for loss of time from employment, a written statement from his employer showing actual time lost from employment, whether he is a full- or part-time employee, and wages or salary actually lost.

(5) If a claim is made for loss of income and the claimant is self-employed, documentary evidence showing the amount of earnings actually lost.

(6) Any other evidence or information which may have a bearing on either the responsibility of the United States for the personal injury or the damages claimed.

(c) *Property damage.* In support of a claim for injury to or loss of property, real or personal, the claimant may be required to submit the following evidence or information:

(1) Proof of ownership of the property interest which is the subject of the claim.

(2) A detailed statement of the amount claimed with respect to each item of property.

(3) An itemized receipt of payment for necessary repairs or itemized written estimates of the cost of such repairs.

(4) A statement listing date of purchase, purchase price, and salvage value, where repair is not economical.

(5) Any other evidence or information which may have a bearing on either the responsibility of the United States for the injury to or loss of property or the damages claimed.

§ 14.6 Authority to adjust, determine, compromise, and settle.

The authority to consider, ascertain, adjust, determine, compromise, and settle claims under the provisions of 28 U.S.C. 2672, as provided herein, is delegated to the General Manager and, under his direction and without power of redelegation, to the following Commission officers for their respective offices: The Deputy General Manager and the Assistant General Manager, Headquarters; the Manager and Deputy Manager, Chicago Operations Office, Idaho Operations Office, Oak Ridge Operations Office, New York Operations Office, Savannah River Operations Office, Albuquerque Operations Office, San Francisco Operations Office, Nevada Operations Office; the Manager, Richland Operations Office, Grand Junction Office, Brookhaven Office, Pittsburgh Naval Reactors Office, Schenectady Naval Reactors Office.

§ 14.7 Limitation on authority.

(a) An award, compromise, or settlement of a claim hereunder in excess of $25,000 shall be effected only with the prior written approval of the Attorney General or his designee. For the purposes of this paragraph, a principal claim and any derivative or subrogated claim shall be treated as a single claim.

(b) An administrative claim may be adjusted, determined, compromised, or settled hereunder only after consultation with the Department of Justice when, in the opinion of the Commission legal officer reviewing the claim:

(1) A new precedent or a new point of law is involved; or

(2) A question of policy is or may be involved; or

(3) The United States is or may be entitled to indemnity or contribution from a third party and the Commission is unable to adjust the third party claim; or

(4) The compromise of a particular claim, as a practical matter, will or may control the disposition of a related claim in which the amount to be paid may exceed $25,000.

(c) An administrative claim may be adjusted, determined, compromised, or settled hereunder only after consultation with the Department of justice when the Commission is informed or is otherwise aware that the United States or an employee, agent, or cost-type contractor of the United States is involved in litigation based on a claim arising out of the same incident or transaction.

§ 14.8 Referral to Department of Justice.

(a) When Department of Justic approval or consultation is required under § 14.7, the referral or request shall be transmitted to the Department of Justice by the General Counsel or his designee after review and approval by the General Manager or Deputy General Manager.

(b) When a Commission field office is processing a claim hereunder requiring Department of Justice approval or consultation, the referral or request shall be transmitted by the Chief Counsel for that office to the General Counsel in writing and shall contain (1) a short and concise statement of the facts and of the reasons for the referral or request, (2) copies of relevant portions of the claim file, and (3) a statement of the recommendations or views of the field office.

§ 14.9 Review by legal officers.

The authority to adjust, determine, compromise, and settle a claim hereunder shall be exercised by the Commission officer delegated responsibility therefor only after review by the General Counsel or his designee or by the appropriate Chief Counsel or his designee.

§ 14.10 Final denial of claim.

Final denial of an administrative claim hereunder shall be in writing and sent to the claimant, his attorney, or legal representative, by certified or registered mail. The notification of final denial may include a statement of the reasons for the denial and shall include a statement that, if the claimant is dissatisfied with the Commission action, he may file suit in an appropriate U.S. District Court not later than 6 months after the date of mailing of the notification.

§ 14.11 Action on approved claims.

(a) Payment of any claim approved hereunder, shall be contingent upon claimant's execution of (1) a Standard Form 1145, or (2) a claims settlement agreement or (3) a Standard Form 95, as appropriate. When a claimant is represented by an attorney, the voucher for payment shall designate both the claimant and his attorney as payees, and the check shall be delivered to the attorney, whose address shall appear on the voucher.

(b) Acceptance by the claimant, his agent, or legal representative, of any award, compromise, or settlement made pursuant to the provisions of section 2672 or 2677 of Title 28, United States Code, shall be final and conclusive on the claimant, his agent or legal representative and any other person on whose behalf or for whose benefit the claim has been presented, and shall constitute a complete release of any claim against the United States and against any employee of the Government whose act or omission gave rise to the claim, by reason of the same subject matter.

Effective date. This Part 14 shall become effective upon publication in the FEDERAL REGISTER.

Dated at Washington, D.C., this 1st day of March 1967.

For the Atomic Energy Commission.

F. T. HOBBS,
Acting Secretary to the Commission.

[F.R. Doc. 67-2463; Filed, Mar. 3, 1967; 8:50 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Docket No. 7139; Amdt. 1-11, 21-15, 33-3, 35-2]

POWERPLANT DESIGN REQUIREMENTS FOR AIRCRAFT ENGINES AND PROPELLERS

This amendment adds miscellaneous powerplant design requirements for aircraft engines and propellers, and withdraws certain proposals for rotorcraft. This amendment is based on, and reflects industry comments concerning, notice of proposed rule making 66-3, published in the FEDERAL REGISTER (31 F.R. 2485) on February 8, 1966. Except as modified by the following discussion, the reasons for this amendment are those in the notice. Changes from the notice, and Agency disposition of industry comments, are as follows:

Part 1—Definitions and Abbreviations: Definitions of "rated takeoff power" and "rated takeoff thrust" were proposed. One comment suggested adding further details to clarify the definitions. The Agency does not agree that the recommended clarifications are necessary. One comment recommended amending the definitions of "2½-minute power" and "30-minute power" to obtain conformity with the definitions of "rated takeoff power" and "rated takeoff thrust." This suggestion has merit and is being considered for a future notice of proposed rule making. No other adverse comments having been received, the definitions are drafted as proposed, except that the words "maximum brake horsepower * * * developed" are replaced with the words "approved brake horsepower developed" since the words "maximum * * * developed" could imply that the power rating is set at the maximum (or highest) power developed by any engine using the appropriate limiting parameters, contrary to new § 33.8. Amended definitions of "maximum continuous power" and "maximum continuous thrust" were proposed. One comment recommended adding further details to clarify the amended definitions. The Agency does not agree that the recommended clarifications are necessary. One comment stated that the amended definitions should include the word "rated" for consistency with the new takeoff power and thrust definitions. The Agency agrees. The amended definitions are so drafted. In addition, and for the same reason, the word "rated" is added to the terms "2½-minute power" and "30-minute power" in the definitions thereof.

Part 21—Certification procedures for Products and Parts: As proposed in the notice, Part 21 is amended to make editorial changes consistent with the new definitions of engine power or thrust values in terms of "ratings." No substantive change results. The notice proposed to delete § 33.13 and § 35.15

since § 21.21 contains similar general language concerning unsafe features of engines and propellers. One comment objected, stating that repetition may be beneficial in this case. The Agency disagrees. Experience has shown that repetition of legal requirements can lead to misunderstanding and uncertainty on the part of the users of the regulations. Other comments stated that §§ 33.13 and 35.15 should not be deleted because type certification standards (as opposed to procedural requirements) should be located together in one document for each product (Parts 33 and 35, respectively), and that §§ 33.13 and 35.15 also contain testing requirements not in § 21.21. The Agency agrees. This amendment therefore accomplishes the intent of the notice by eliminating the surplus requirement with respect to engines and propellers in § 21.21 rather than by deleting the similar provision in Parts 33 and 35.

Parts 27 and 29—Rotorcraft Airworthiness Standards (Withdrawal): The notice proposed to amend Parts 27 and 29 to provide, for single engine, turbine engine powered helicopters, an exception to the general requirement (resulting from the requirement to have an engine that is type certificated under Part 33) that the engine must have two secondary circuits and igniters. Comments were received that indicate that the relationship between ignition and relight failures on turbine engines has historically been such that the requirement for two igniters and two separate secondary electric circuits may be an unnecessary burden for turbine engine powered aircraft other than single engine helicopters. These comments appear to have merit. The proposed amendments to Parts 27 and 29 are therefore withdrawn pending further study of these comments, which, if substantiated, would lead to new notice procedures for amendment of Part 33 rather than of individual aircraft airworthiness requirements.

Part 33—Airworthiness Standards: Aircraft Engines: Consistent with the proposed new definitions of "rated takeoff power" and "rated takeoff thrust," the notice proposed to amend Part 33 to use those terms in place of the terms "takeoff power," "takeoff thrust," and "takeoff rating" wherever the latter are used. The notice also proposed to delete the word "rating" wherever applied to engine "speed" since, under the concept of the new engine rating terminology, the term "rating" is properly applicable only to engine powers or thrusts. No adverse industry comments having been received, these changes are issued as proposed. In addition, § 33.7 is editorially amended to make it clear that, under the new terminology, the word "rating" applies to powers and thrusts, and the words "operating limitations" apply to other factors such as speeds, temperatures, and pressures. Consistent with the addition of the word "rated" to the definitions of "2½-minute power" (and thrust) and "30-minute power" (and thrust), the word "rated" is added where those power and thrust descriptions are used. Further, an inappropriate use of the word "rated" appears in § 33.49(c)(5): The words "normal rated" (speed) and "normal rated" (manifold pressure) are military usage corresponding with the Agency terminology "maximum continuous" (speed and manifold pressure). The latter terminology is used instead. Finally, consistent with the use of the word "rated" to describe approved powers and thrusts, § 33.97(b) is amended by deleting the words "maximum forward" (thrust) and inserting the words "rated takeoff thrust" in place thereof.

The notice proposed to add a new § 33.8 requiring that the applicant must select power or thrust ratings and that the selected ratings must be for the lowest power or thrust that all engines of the same type may be expected to produce under the conditions used to determine that rating. One comment objected for the following reasons: The commentator states that the current requirements are satisfactory and pose no compromise with safety. The Agency disagrees for the reasons stated in the notice. The commentator states that production tolerances should not be included in the type certification regulations. This amendment prescribes no production requirement in addition to the present requirement of conformity to the type design in the production requirements of Part 21. This amendment merely resolves an ambiguity concerning the meaning of the rating concept as an aspect of the type design so that there can be no doubt that no production engine conforms to its type design unless it equals or exceeds the specific power or thrust values assigned as ratings under the type design. The commentator states that reduction of ratings to represent the lower end of the anticipated range of power variation would result in aircraft manufacturers receiving engines of less power than those he would otherwise get. The Agency disagrees. The present rules do not authorize a negative tolerance with respect to production conformity to assigned ratings. As stated in the notice, conformity is not shown unless all production engines equal or exceed the assigned ratings. Since the assigned rating is the aircraft manufacturer's assurance of engine capability, assignment of power ratings to represent the low end of the expected production range of powers or thrusts will reduce unexpected power deficiencies, not cause them as claimed. The commentator states that no rule change is necessary if the industry specified a reasonable production tolerance, and states that this has been the past practice. A reasonable range of expected production power or thrust values is inevitable and is not prevented by this amendment. However, the current rules do not delegate to private persons the authority to prescribe negative tolerances so far as meeting minimums prescribed during type certification is concerned. The commentator states that production power variations do not adversely affect safety considering that other variables such as ambient conditions, propeller tolerances and airframe tolerances also exist. The Agency disagrees. Reliance by the aircraft manufacturer upon assigned engine ratings is necessary in order for him to correctly assess, and make allowance for, other production variables related to aircraft production. The commentator states that the hazardous situation cited in the preamble is not pertinent since it was related to the selection of an engine for a prototype aircraft rather than the selection of a power rating. The Agency disagrees. The hazard resulted because (1) the aircraft manufacturer in the example designed for performance based on an assigned engine rating, and (2) certain engines supplied did not meet their assigned ratings and failed to produce aircraft performance that was produced by engines that produced their assigned ratings. It is in the selection of an engine for a prototype that reliance upon assigned ratings by the aircraft manufacturer is necessary to ensure that production aircraft have the performance capabilities of the prototype aircraft. This comment cannot, therefore, be accepted. This amendment is drafted as proposed.

The notice proposed to amend § 33.17 to require that contact of flammable fluid with hot surfaces be "prevented" rather than "minimized" as at present. This proposal is withdrawn pending further study. The notice also proposed to delete the words "from heat, vibration, or fluid pressure" at the end of § 33.17(b). No adverse comments having been received on this part of the proposal, this amendment is drafted as proposed.

The notice proposed to amend § 33.23 to require that maximum allowable engine mounting attachment loads be specified by the applicant and that the engine mounting attachments and related structure be able to withstand the specified loads. One comment objected, stating that, instead of being required to specify maximum allowable loads, the engine manufacturer should "identify the design cases (e.g. maximum loading, rate of turn, engine seizure torque, etc.) and the associated time factors which were used in determining the critical loads * * *." Since this comment assumes that critical loads will be determined, it is not clear how the commentator's proposal would differ from the proposed amendment. The "design cases" mentioned by the commentator would be considered under the proposed amendment. The maximum allowable loads should be specified for use by subsequent aircraft applicants for the reasons stated in the notice. This amendment is therefor drafted as proposed.

The notice proposed to amend § 33.69 to reflect the single-ignition allowance proposed for Parts 27 and 29. Since those proposed amendments have been withdrawn for further study, the proposed amendment to § 33.69 is withdrawn accordingly.

Part 35—Airworthiness Standards: Propellers: In place of deleted § 35.15 (which proposed deletion is withdrawn above), the notice proposed to add a new section, entitled "Pitch Control System", which would have required that each variable pitch propeller that tends to go to low pitch if "the pitch control system

fails" must incorporate means to "automatically lock the pitch" to prevent hazardous overspeeding, and that "each pitch control system" that uses engine oil for feathering must incorporate means to "position the governor pilot valve for feathering without using engine oil" or incorporate means to "let feathering oil bypass the governor pilot valve." One comment stated that the words "the pitch control system fails" imply that the propeller manufacturer must anticipate all possible failures of pitch control system components whose design will not be known until later certification of an engine or aircraft. This is not intended. The commentator suggests language which would require the propeller manufacturer to consider hazardous overspeeding only where that hazard is caused by failure of the "pitch control mechanism contained within the propeller, or supplied with the propeller." This language is too narrow. The intended pitch changing function is a design feature of the propeller regardless of the location or certification status of the mechanisms for performing that function. If the propeller design includes an intended pitch changing method or function, safety requires that the consequence of failure of this intended function, within intended operating conditions, be given design consideration by the propeller applicant. New § 35.23(a) therefore provides that the propeller applicant is responsible for the overspeed consequences of loss of normal propeller pitch control, however caused, under "intended operating conditions". Responsibility and control by the propeller applicant over engine or aircraft "systems" or "mechanisms" that could cause such failures is not implied by this amendment. So far as the words "each pitch control" in proposed paragraph (b) are concerned, the Agency agrees that limitation to "each pitch control system within the propeller, or supplied with the propeller" is appropriate, since the propeller applicant's responsibility for systems, rather than intended propeller functions, is involved. Paragraph (b) is drafted accordingly. One comment stated that to require a means to "automatically lock the pitch" to prevent hazardous overspeeding could unnecessarily restrict design, and that the objective prevention of hazardous overspeeding is all that is necessary. The Agency agrees. Paragraph (a) is so drafted. Further, the Agency believes that a similarly unnecessary design restriction could result from the requirement, in proposed paragraph (b), that there be means to "position the governor pilot valve * * *" or means to "let feathering oil bypass the governor pilot valve". The objective of this proposal is to require means to override or bypass the normally operative hydraulic system components so as to allow feathering if those components fail or malfunction. Paragraph (b) is drafted accordingly. This amendment is renumbered as § 35.23.

The notice proposed to amend § 35.35 to make it clear that the section covers only blade retention strength and that an endurance test of the entire propeller is not intended under that section. No adverse comments having been received, this amendment is drafted as proposed.

The notice proposed to delete § 35.37, delete certain language in § 35.39, and add a new § 35.37, in order to establish that the intent of § 35.37 is to substantiate vibration load limits rather than merely record vibration loads withstood. Proposed new § 35.37 would have covered "each critical component" of each propeller. One comment objected, stating that "each critical component" could be strictly administered to require load limit establishment for every metal component. This is not intended. This amendment therefore is specifically limited to "each metal hub and metal blade" and "each primary load-carrying metal component of nonmetallic blades," but is otherwise drafted as proposed.

The notice proposed to amend § 35.39 to require that the prescribed tests be conducted on a propeller of the greatest diameter for which certification is requested. One comment objected for the following reasons: The commentator states that, in several ways, such as test airspeed and blade angle, the actual tests conducted under § 35.39 do not simulate operational loads and therefore do not "substantiate the propeller loads that are expected in operation", contrary to the notice. The Agency agrees that there are some operating conditions that are not simulated in the tests. However, notwithstanding these, proper test equipment can sufficiently simulate, and provide a basis to substantiate, the maximum steady loads that the propeller will actually experience in the takeoff regime when the power and engine speed are greatest, the airspeed and blade angle are lowest, and the corresponding thrust and centrifugal loads are the greatest. Substantiation of these loads is necessary for safety. Regardless of other variables in the testing process, substantiation of these loads cannot be properly established with reduced propeller diameters. The commentator states in effect that an inadequate testing environment obviates the need to use the full diameter in the test since any advantage in simulation that would result would be eliminated or hidden by the unrepresentative effects of the poor test environment. The Agency disagrees. Proper substantiation of the steady propeller takeoff loads is necessary for safety. No showing has been made that adequate test facilities cannot be designated and feasibly provided for this purpose. This amendment is therefore drafted as proposed.

In consideration of the foregoing, Subchapters A and C of Chapter I of Title 14 of the Code of Federal Regulations are amended, effective April 3, 1967, as follows:

PART 1—DEFINITIONS AND ABBREVIATIONS

(a) Part 1 § 1.1 is amended as follows:

§ 1.1 [Amended]

1. The following new definitions are added:

"Rated takeoff power," with respect to reciprocating, turbopropeller, and turboshaft engine type certification, means the approved brake horsepower that is developed statically under standard sea level conditions, within the engine operating limitations established under Part 33, and limited in use to periods of not over 5 minutes for takeoff operation.

"Rated takeoff thrust," with respect to turbojet engine type certification, means the approved jet thrust that is developed statically under standard sea level conditions, within the engine operating limitations established under Part 33, and limited in use to periods of not over 5 minutes for takeoff operation.

2. The definitions of "maximum continuous power" and "maximum continuous thrust" are amended to read as follows:

"Rated maximum continuous power," with respect to reciprocating, turbopropeller, and turboshaft engines, means the approved brake horsepower that is developed statically or in flight, in standard atmosphere at a specified altitude, within the engine operating limitations established under Part 33, and approved for unrestricted periods of use.

"Rated maximum continuous thrust," with respect to turbojet engines, means the approved jet thrust that is developed statically or in flight, in standard atmosphere at a specified altitude, within the engine operating limitations established under Part 33, and approved for unrestricted periods of use.

3. The definition of "2½-minute power" is amended by inserting the word "Rated" before the term "2½-minute power".

4. The definition of "30-minute power" is amended by inserting the word "Rated" before the term "30-minute power".

PART 21—CERTIFICATION PROCEDURES FOR PRODUCTS AND PARTS

(b) Part 21 is amended as follows:

§ 21.21 [Amended]

1. Section 21.21(b)(2) is amended by striking out the words "or, for aircraft engines and propellers, that no feature or characteristic makes it unsafe for use on aircraft" after the word "requested".

§ 21.128 [Amended]

2. Section 21.128(a)(1) is amended by striking out the words "the maximum continuous rating" and inserting the words "rated maximum continuous power or thrust" in place thereof, and by striking out the words "the takeoff rating" and inserting the words "rated takeoff power or thrust" in place thereof.

3. Section 21.128(a)(2) is amended by:

(1) Striking out the words "the maximum continuous rating" after the words "operation at", and inserting the words "rated maximum continuous power or thrust" in place thereof.

(2) Striking out the words "the maximum continuous rating" between the words "higher than" and "the 5-hour", and inserting the words "rated maximum continuous power or thrust" in place thereof.

(3) Striking out the words "takeoff rating" between the words "having a" and "higher than", and inserting the words "rated takeoff power or thrust" in place thereof.

(4) Striking out the words "the takeoff rating" after the words "30 minutes at", and inserting the words "rated takeoff power or thrust" in place thereof.

PART 33—AIRWORTHINESS STANDARDS: AIRCRAFT ENGINES

(c) Part 33 is amended as follows:

1. Section 33.7 is amended to read as follows:

§ 33.7 Engine ratings and operating limitations.

Engine ratings and operating limitations established by the Administrator are based on the engine operating conditions demonstrated during the block tests required by this part and include power and thrust ratings, and include operating limitations relating to speeds, temperatures, pressures, fuels, and oils which the Administrator finds necessary for safe operation of the engine.

2. The following new section is added after § 33.7:

§ 33.8 Selection of engine power and thrust ratings.

(a) Requested engine power and thrust ratings must be selected by the applicant.

(b) Each selected rating must be for the lowest power or thrust that all engines of the same type may be expected to produce under the conditions used to determine that rating.

§ 33.17 [Amended]

3. Section 33.17(b), last sentence, is amended by deleting the words "from heat, vibration, or fluid pressure".

4. Section 33.23 is amended to read as follows:

§ 33.23 Engine mounting attachments and structure.

(a) The maximum allowable loads for engine mounting attachments and related structure must be specified by the applicant.

(b) The engine mounting attachments and related structure must be able to withstand the specified loads without failure, malfunction, or permanent deformation.

§ 33.43 [Amended]

5. Section 33.43 is amended by striking out the word "rating" following the words "maximum continuous speed" and also following the words "takeoff speed".

6. Section 33.49 is amended to read as follows:

§ 33.49 Endurance test.

(a) *General.* Each engine must be subjected to an endurance test (with a representative propeller) that includes a total of 150 hours of operation and, depending upon the type and contemplated use of the engine, consists of one of the series of runs specified in paragraphs (b) through (d) of this section, as applicable. The runs must be performed in the periods and order found appropriate by the Administrator for the specific engine. During the endurance test the engine power and the crankshaft rotational speed must be controlled within ±3 percent of the specified values.

(b) *Single-speed engines.* For engines not incorporating a supercharger and for those incorporating a single-speed supercharger, each applicant must make the following runs:

(1) A 30-hour run consisting of alternate periods of 5 minutes at rated takeoff power with takeoff speed, and 5 minutes at maximum best economy cruising power or maximum recommended cruising power.

(2) A 20-hour run consisting of alternate periods of 1½ hours at rated maximum continuous power with maximum continuous speed, and ½ hour at 75 percent rated maximum continuous power and 91 percent maximum continuous speed.

(3) A 20-hour run consisting of alternate periods of 1½ hours at rated maximum continuous power with maximum continuous speed, and ½ hour at 70 percent rated maximum continuous power and 89 percent maximum continuous speed.

(4) A 20-hour run consisting of alternate periods of 1½ hours at rated maximum continuous power with maximum continuous speed, and ½ hour at 65 percent rated maximum continuous power and 87 percent maximum continuous speed.

(5) A 20-hour run consisting of alternate periods of 1½ hours at rated maximum continuous power with maximum continuous speed, and ½ hour at 60 percent rated maximum continuous power and 84.5 percent maximum continuous speed.

(6) A 20-hour run consisting of alternate periods of 1½ hours at rated maximum continuous power with maximum continuous speed, and ½ hour at 50 percent rated maximum continuous power and 79.5 percent maximum continuous speed.

(7) A 20-hour run consisting of alternate periods of 2½ hours at rated maximum continuous power with maximum continuous speed, and 2½ hours at maximum best economy cruising power or at maximum recommended cruising power.

(c) *Two-speed engines.* Each engine incorporating a two-speed supercharger must undergo the following runs:

(1) A 30-hour run consisting of alternate periods in the lower gear ratio of 5 minutes at rated takeoff power with takeoff speed, and 5 minutes at maximum best economy cruising power or at maximum recommended cruising power. If a takeoff power rating is desired in the higher gear ratio, 15 hours of the 30-hour run must be made in the higher gear ratio in alternate periods of 5 minutes at the observed horsepower obtainable with the takeoff critical altitude manifold pressure and takeoff speed, and 5 minutes at 70 percent high ratio rated maximum continuous power and 89 percent high ratio maximum continuous speed.

(2) A 15-hour run consisting of alternate periods in the lower gear ratio of 1 hour at rated maximum continuous power with maximum continuous speed, and ½ hour at 75 percent rated maximum continuous power and 91 percent maximum continuous speed.

(3) A 15-hour run consisting of alternate periods in the lower gear ratio of 1 hour at rated maximum continuous power with maximum continuous speed, and ½ hour at 70 percent rated maximum continuous power and 89 percent maximum continuous speed.

(4) A 30-hour run in the higher gear ratio at rated maximum continuous power with maximum continuous speed.

(5) A 5-hour run consisting of alternate periods of 5 minutes in each of the supercharger gear ratios. The first 5 minutes of the test must be made at maximum continuous speed in the higher gear ratio and the observed horsepower obtainable with 90 percent of maximum continuous manifold pressure in the higher gear ratio under sea level conditions. The condition for operation for the alternate 5 minutes in the lower gear ratio must be that obtained by shifting to the lower gear ratio at constant speed.

(6) A 10-hour run consisting of alternate periods in the lower gear ratio of 1 hour at rated maximum continuous power with maximum continuous speed, and 1 hour at 65 percent rated maximum continuous power and 87 percent maximum continuous speed.

(7) A 10-hour run consisting of alternate periods in the lower gear ratio of 1 hour at rated maximum continuous power with maximum continuous speed, and 1 hour at 60 percent rated maximum continuous power and 84.5 percent maximum continuous speed.

(8) A 10-hour run consisting of alternate periods in the lower gear ratio of 1 hour at rated maximum continuous power with maximum continuous speed, and 1 hour at 50 percent rated maximum continuous power and 79.5 percent maximum continuous speed.

(9) A 20-hour run consisting of alternate periods in the lower gear ratio of 2 hours at rated maximum continuous power with maximum continuous speed, and 2 hours at maximum best economy cruising power and speed or at maximum recommended cruising power.

(10) A 5-hour run in the lower gear ratio at maximum best economy cruising power and speed or at maximum recommended cruising power and speed.

Where simulated altitude test equipment is not available when operating in the higher gear ratio, the runs may be made at the observed horsepower obtained with the critical altitude manifold pressure or specified percentages thereof, and the fuel-air mixtures may be adjusted to be rich enough to suppress detonation.

(d) *Helicopter engines.* To be eligible for use on a helicopter each engine must either comply with paragraphs (a) through (j) of § 29.923 of this chapter,

or must undergo the following series of runs:

(1) A 35-hour run consisting of alternate periods of 30 minutes each at rated takeoff power with takeoff speed, and at rated maximum continuous power with maximum continuous speed.

(2) A 25-hour run consisting of alternate periods of 2½ hours each at rated maximum continuous power with maximum continuous speed, and at 70 percent rated maximum continuous power with maximum continuous speed.

(3) A 25-hour run consisting of alternate periods of 2½ hours each at rated maximum continuous power with maximum continuous speed, and at 70 percent rated maximum continuous power with 80 to 90 percent maximum continuous speed.

(4) A 25-hour run consisting of alternate periods of 2½ hours each at 80 percent rated maximum continuous power with takeoff speed, and at 80 percent rated maximum continuous power with 80 to 90 percent maximum continuous speed.

(5) A 25-hour run consisting of alternate periods of 2½ hours each at 80 percent rated maximum continuous power with takeoff speed, and at either rated maximum continuous power with 110 percent maximum continuous speed or at rated takeoff power with 103 percent takeoff speed, whichever results in the greater speed.

(6) A 15-hour run at 105 percent rated maximum continuous power with 105 percent maximum continuous speed or at full throttle and corresponding speed at standard sea level carburetor entrance pressure, if 105 percent of the rated maximum continuous power is not exceeded.

§ 33.51 [Amended]

7. Section 33.51 is amended by inserting the word "rated" between the words "settings for" and "maximum continuous".

§ 33.73 [Amended]

8. Section 33.73 is amended by striking out the word "of" between the words "percent" and "takeoff" and inserting the word "rated" in place thereof.

§ 33.87 [Amended]

9. Section 33.87 is amended as follows:

(1) Section 33.87(b)(1) is amended by inserting the word "rated" between the words "periods at" and "takeoff power" in the first sentence; by inserting the word "power" between the words "augmented takeoff" and "ratings that" in the 4th sentence, and by inserting the word "power" between the words "augmented takeoff" and "ratings that" in the 5th sentence.

(2) Section 33.87(b)(2) is amended by striking out the word *"Maximum"* in the heading and inserting the words *"Rated maximum"* in place thereof; by inserting the word "rated" between the words "duration at" and "maximum continuous"; and by inserting the word "rated" between the words "duration at" and "takeoff power".

(3) Section 33.87(b)(3) is amended by striking out the word *"Maximum"* in the heading and inserting the words *"Rated maximum"* in place thereof; and by striking out the word "the" between the words "at" and "maximum" and inserting the word "rated" in place thereof.

(4) Section 33.87(b)(5) is amended by inserting the word "rated" between the words "thrust to" and "takeoff power".

(5) Section 33.87(c)(1) is amended by inserting the word "rated" between the words "periods at" and "takeoff power"; by inserting the word "power" between the words "augmented takeoff" and "ratings that"; and by inserting the word "power" between the words "the augmented" and "rating".

(6) Section 33.87(c)(2) is amended by inserting the word *"Rated"* after the figure "(2)"; and by inserting the word "rated" between the words "at" and "30-minute power".

(7) Section 33.87(c)(3) is amended by striking out the word *"Maximum"* in the heading and inserting the words *"Rated maximum"* in place thereof; and by striking out the word "the" between the words "at" and "maximum" and inserting the word "rated" in place thereof.

(8) Section 33.87(c)(5) is amended by inserting the word "rated" between the words "thrust to" and "takeoff power".

(9) Section 33.87(c)(7) is amended by inserting the word "rated" between the words "all the" and "takeoff power", and by inserting the word "rated" between the words "takeoff power," and "30-minute power", after the comma.

(10) Section 33.87(d)(1) is amended by inserting the word "rated" between the words "periods at" and "takeoff power"; by inserting the word "rated" between the words "conducted at" and "takeoff power"; by inserting the word "rated" between the words "conducted at" and "2½ minute"; and by inserting the word "power" between the words "augmented takeoff" and "ratings that".

(11) Section 33.87(d)(3) is amended by inserting the word "rated" between the words "all the" and "takeoff"; by inserting the words "power, rated" between the word "takeoff" and "2½ minute"; and by inserting the word "rated", following the comma, between the words "minute power" and "30-minute".

§ 33.95 [Amended]

10. Section 33.95 is amended as follows:

(1) Section 33.95(b) is amended by inserting the word "rated" between the words "from" and "maximum".

(2) Section 33.95(c) is amended by inserting the word "rated" between words "from" and "maximum".

(3) Section 33.95(d) is amended by inserting the word "rated" between the words "cycles at" and "maximum continuous".

11. Section 33.97(b), first sentence, is amended by deleting the words "maximum forward" and inserting the words "rated takeoff thrust" in place thereof.

PART 35—AIRWORTHINESS STANDARDS: PROPELLERS

(d) Part 25 is amended as follows:

1. By adding the following new section after § 35.21:

§ 35.23 Pitch control.

(a) No loss of normal propeller pitch control may cause hazardous overspeeding of the propeller under intended operating conditions.

(b) Each pitch control system that is within the propeller, or supplied with the propeller, and that uses engine oil for feathering, must incorporate means to override or bypass the normally operative hydraulic system components so as to allow feathering if those components fail or malfunction.

§ 35.35 [Amended]

2. Section 35.35 is amended by:

(1) Seriking out the heading *"Centrifugal load test"* and inserting the heading *"Blade retention test"* in place thereof; and

(2) Striking out the words "one-hour" between the words "either a" and "whirl test".

3. Section 35.37 is amended to read as follows:

§ 35.37 Vibration load limit test.

The vibration load limits of each metal hub and metal blade, and of each primary load-carrying metal component of nonmetallic blades, must be determined for all reasonably foreseeable vibration load patterns.

§ 35.39 [Amended]

4. Section 35.39(a) is amended as follows:

(1) Subparagraph (a)(2) is amended by adding the following new sentence at the end thereof: "This test must be conducted on a propeller of the greatest diameter for which certification is requested."

(2) Subparagraph (a)(3) is amended by adding the following new sentence at the end thereof: "This test must be conducted on a propeller of the greatest diameter for which certification is requested."

5. Section 35.39(c) is amended as follows:

(1) The following sentence is inserted between the paragraph heading *"Variable-pitch propellers"* and the first sentence: "Compliance with this paragraph must be shown for a propeller of the greatest diameter for which certification is requested."

(2) The second sentence of subparagraph (c)(1) is amended to read as follows: "Each test must be made at the maximum continuous rotational speed and power rating of the propeller."

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Washington, D.C., on February 24, 1967.

WILLIAM F. MCKEE,
Administrator.

[F.R. Doc. 67-2437; Filed, Mar. 3, 1967; 8:47 a.m.]

[Docket No. 67-EA-12; Amdt. 39-361]

PART 39—AIRWORTHINESS DIRECTIVES

Fairchild Hiller Models UH-12D, UH-12E

There have been recent reports of cracks in the cyclic control bracket inserts in the lower transmission housing of the Fairchild Hiller Helicopter Models UH-12D and UH-12E. These cracked inserts then caused the cyclic control bracket to pull away from the transmission housing causing loss of cyclic control.

This condition is likely to exist or develop in other helicopters of the same design and therefore an airworthiness directive is being issued to require inspection of and replacement of the cyclic control bracket inserts.

Since a situation exists that requires immediate adoption of this regulation, it is found that the notice and public procedure provisions of the Administrative Procedure Act are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated, 14 CFR 11.85 (31 F.R. 13697), to me by the Administrator, § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new Airworthiness Directive:

FAIRCHILD-HILLER. Applies to Models UH-12D and UH-12E Helicopters. Compliance required as indicated.

To prevent failure of the attachment of cyclic control bracket P/N 33031-5 to the transmission housing P/N 23542, accomplish the following:

(a) Within the next 10 hours' time in service after the effective date of this Airworthiness Directive, unless already accomplished, inspect the cyclic control bracket attachment bolts for a torque of less than 50-inch pounds and visually inspect the Rosan inserts in the transmission housing for cracks or any other damage. Replace damaged inserts and inserts where a bolt torque of less than 50-inch pounds is encountered prior to further flight in accordance with Fairchild Hiller Service Information Letter No. 3054 of November 4, 1966, or later revisions approved by the Chief, Engineering and Manufacturing Branch, Federal Aviation Agency, Eastern Region.

(b) Within the next 100 hours' time in service after the effective date of this Airworthiness Directive, unless already accomplished, remove the Rosan R206SB-8 inserts and install Rosan RD206SB-8 inserts in their place and install MS20073-04-10 bolts in accordance with Fairchild Hiller Service Information Letter No. 3054 of November 4, 1966, or later revisions approved by the Chief, Engineering and Manufacturing Branch, Federal Aviation Agency, Eastern Region.

This amendment is effective March 9, 1967.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Jamaica, N.Y., on February 27, 1967.

WAYNE HENDERSHOT,
Acting Director, Eastern Region.

[F.R. Doc. 67-2510; Filed, Mar. 3, 1967; 8:50 a.m.]

[Airspace Docket No. 66-CE-9]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Federal Airways

On December 15, 1966, Airspace Docket No. 66-CE-9 was published in the FEDERAL REGISTER (31 F.R. 15796) and in part described V-13 to exclude the portion of a west alternate within R-2401. This action was effective February 2, 1967. This exclusion is in error as the present alignment of this west alternate no longer traverses R-2401. Corrective action is taken herein.

Since this action is minor and editorial in nature, notice and public procedure thereon is unnecessary and it may be made effective immediately.

In consideration of the foregoing, Item 3 of the Airspace Docket No. 66-CE-9 (31 F.R. 15796) and § 71.123 (32 F.R. 2009) are amended effective immediately as hereinafter set forth.

In V-13 all after "Lakehead", Ont., Canada." is deleted and "The airspace outside the United States is excluded." is substituted therefor.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 28, 1967.

T. MCCORMACK,
Acting Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 67-2457; Filed, Mar. 3, 1967; 8:49 a.m.]

[Airspace Docket No. 66-EA-66]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Federal Airway

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to redesignate the segment of VOR Federal airway No. 140 between Bluefield, W. Va., and Montebello, Va., via the intersection of the Bluefield 071° T (074° M) and the Montebello 250° T (255° M) radials.

The realignment of V-140 would permit the deletion of the Clifdale, Va., VOR as a facility within the VOR airway structure and also permit its decommissioning. Since this realignment of V-140 will not alter the extent of controlled airspace or the minimum en route altitude associated with this airway segment, notice and public procedure are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, this amendment will become effective more than 30 days after publication.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., April 27, 1967, as hereinafter set forth.

In § 71.123 (32 F.R. 2009) V-140 is amended by deleting "Clifdale, Va.; Montebello, Va.;" and substituting "INT of Bluefield 071° and Montebello, Va., 250° radials; Montebello;" therefor.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 27, 1967.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 67-2412; Filed, Mar. 3, 1967; 8:45 a.m.]

[Airspace Docket No. 66-EA-88]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Federal Airway

On December 15, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 15814) stating that the Federal Aviation Agency was considering an amendment to Part 71 of the Federal Aviation Regulations that would realign VOR Federal airway No. 39 segment between Augusta, Maine, and Millinocket, Maine.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., May 25, 1967, as hereinafter set forth.

In § 71.123 (32 F.R. 2009) V-39 is amended by deleting "12 AGL INT Augusta 025° and Millinocket, Maine, 228° radials; 12 AGL Millinocket;" and substituting "12 AGL Bangor, Maine; 12 AGL Millinocket, Maine;" therefor.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 24, 1967.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 67-2413; Filed, Mar. 3, 1967; 8:45 a.m.]

[Airspace Docket No. 67-WA-6]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Control Area

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to make an editorial change in the description of Control 1445. The description of Control 1445 makes reference to Vancouver Oceanic Control Area. This has been changed to the Vancouver Flight Information Region. Accordingly, action is taken herein to reflect this correct wording.

Since this amendment is editorial in nature and does not involve the designation of airspace, notice and public procedure are unnecessary and may be made effective immediately.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective upon the date of publication in the FEDERAL REGISTER, as hereinafter set forth.

In § 71.163 (32 F.R. 2063) Control 1445 is amended by deleting "Vancouver Oceanic Control Area" and substituting "Vancouver Flight Information Region" therefor.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 28, 1967.

T. MCCORMACK,
Acting Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 67-2458; Filed, Mar. 3, 1967; 8:49 a.m.]

[Airspace Docket No. 67-WA-8]

PART 73—SPECIAL USE AIRSPACE

Miscellaneous Amendments

On February 2, 1967, F.R. Doc. No. 67-807 comprising a compilation of Parts 71, 73, and 75 of the Federal Aviation Regulations, was published as Part II of the FEDERAL REGISTER of that date. A review of that document disclosed the omission of Regulatory Docket No. 7672; Amendment 73-1 which provides for the codification of Prohibited Areas under the Federal Aviation Regulations. The purpose of this docket is to rectify that omission by the inclusion thereof in Part 73 of the compilation.

Since these amendments are editorial in nature, notice and public procedure thereon are unnecessary and they may be made effective in less than 30 days after publication.

In consideration of the foregoing, Federal Register Document No. 67-807 is amended, effective immediately, as follows:

§ 73.1 [Amended]

1. In Subpart A—General, § 73.1 *Applicability* is amended by adding "and Subpart C" after the words "Subpart B".

§ 73.15 [Amended]

2. In Subpart B § 73.15(a) is amended by deleting "part" and substituting "subpart" therefor.

§ 73.21 [Amended]

3. In Subpart B the center heading preceding § 73.21 is deleted.

4. Following Subpart B, add:

Subpart C—Prohibited Areas

Sec.
73.81 Applicability.
73.83 Restrictions.
73.85 Using agency.

DESCRIPTIONS OF DESIGNATED PROHIBITED AREAS

73.87 P-56, District of Columbia.

Subpart C—Prohibited Areas

§ 73.81 Applicability.

This subpart designates prohibited areas and prescribes limitations on the operation of aircraft therein.

§ 73.83 Restrictions.

No person may operate an aircraft within a prohibited area unless authorization has been granted by the using agency.

§ 73.85 Using agency.

For the purpose of this subpart, the using agency is the agency, organization or military command that established the requirement for the prohibited area.

NOTE: Sections 73.87 through 73.99 are reserved for descriptions of designated prohibited areas.

DESCRIPTIONS OF DESIGNATED PROHIBITED AREAS

§ 73.87 P-56, District of Columbia.

BOUNDARIES

A. Beginning at the southwest corner of the Lincoln Memorial (latitude 38°53'20" N.; longitude 77°03'03" W.);

Thence via a 327° bearing, 0.6 mile, to the intersection of New Hampshire Avenue and Rock Creek and Potomac Parkway NW. (latitude 38°53'45" N.; longitude 77°03'24" W.);

Thence northeast along New Hampshire Avenue, 0.8 mile, to Washington Circle, at the intersection of New Hampshire Avenue and K Street NW. (latitude 38°54'08" N.; longitude 77°03'02" W.);

Thence east along K Street, 2.5 miles, to the railroad overpass between First and Second Streets NE. (latitude 38°54'06" N.; longitude 77°00'14" W.);

Thence southeast via a 158° bearing, 0.7 mile, to the southeast corner of Stanton Square, at the intersection of Massachusetts Avenue and Sixth Street NE. (latitude 38°53'35" N.; longitude 76°59'57" W.);

Thence southwest via a 211° bearing, 0.8 mile, to the Capitol Power Plant at the intersection of New Jersey Avenue and E Street SE. (latitude 38°52'59" N.; longitude 77°00'25" W.);

Thence west via a 265° bearing, 0.7 mile, to the intersection of the Southwest Freeway (Interstate Route 95) and Sixth Street SW., extended (latitude 38°52'56" N.; longitude 77°01'13" W.);

Thence north along Sixth Street, 0.4 mile, to the intersection of Sixth Street and Independence Avenue SW. (latitude 38°53'15" N.; longitude 77°01'13" W.);

Thence west along the north side of Independence Avenue, 0.8 mile, to the intersection of Independence Avenue and 15th Street SW. (latitude 38°53'16" N.; longitude 77°02'02" W.);

Thence west along the southern lane of Independence Avenue, 0.4 mile to the west end of the Kutz Memorial Bridge over the Tidal Basin (latitude 38°53'12" N.; longitude 77°02'28" W.);

Thence west via a 285° bearing, 0.6 mile, to the southwest corner of the Lincoln Memorial, the point of beginning.

B. That area within a one-half mile radius from the center of the U.S. Naval Observatory located between Wisconsin and Massachusetts Avenues at 34th Street NW. (latitude 38°55'17" N.; longitude 77°04'02" W.).

Designated altitudes: Surface to unlimited.

Time of designation: Continuous.

Using agency: Administrator, Federal Aviation Agency, Washington, D.C.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 27, 1967.

T. MCCORMACK,
Acting Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 67-2416; Filed, Mar. 3, 1967; 8:45 a.m.]

[Airspace Docket No. 66-EA-38]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area

On December 23, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 16470) stating that the Federal Aviation Agency was considering an amendment to change the boundaries, altitudes and time of designation of Restricted Area R-4101 Camp Edwards, Mass.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. Comments received indicated no objection to the proposal.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., April 27, 1967, as hereinafter set forth.

In § 73.41 (32 F.R. 2314) R-4101 Camp Edwards, Mass., is amended to read as follows:

Boundaries. A circle with a 3-mile radius centered at latitude 41°43'30" N., longitude 70°32'30" W.; excluding the portion NW of a line extending from latitude 41°44'30" N., longitude 70°35'45" W.; to latitude 41°45'07" N., longitude 70°34'30" W.; to latitude 41°45'53" N., longitude 70°33'47" W., and excluding the portion SE of a line extending from latitude 41°40'54" N., longitude 70°-32'52" W.; to latitude 41°42'02" N., longitude 70°31'37" W.; to latitude 41°41'42" N., longitude 70°30'55" W.; to latitude 41°42'20" N., longitude 70°30'16" W.; to latitude 41°42'42" N., longitude 70°30'51" W.; to latitude 41°44'17" N., longitude 70°29'11" W.

Designated altitudes. Surface to 9,000 feet MSL.

Time of designation. From 0600 to 1800 hours local time, daily, other times as specified in a NOTAM issued 48 hours in advance.

Controlling agency. Federal Aviation Agency, Otis Approach Control.

Using agency. Commanding Officer, Camp Edwards, Mass.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 27, 1967.

WILLIAM E. MORGAN,
Acting Director, Air Traffic Service.

[F.R. Doc. 67-2417; Filed, Mar. 3, 1967; 8:45 a.m.]

[Airspace Docket No. 66-EA-91]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area

On January 5, 1967, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 56) stating that the Federal Aviation Agency was considering an amendment to the Federal Aviation Regulations (FARs) which would alter Restricted Area R-5802 Indiantown Gap, Pa.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. The only comment received was from the Air Transport Association and they interposed no objection.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., March 30, 1967, as hereinafter set forth.

Section 73.58 (32 F.R. 2329) R-5802 Indiantown Gap, Pa., is amended by changing the time of designation and the using agency to read:

Time of designation. 0630 to 2400 local time, June 1 through August 31; 0800-1800 local time, Saturday and Sunday February 15 through May 31; 0800-1800 local time, Saturday and Sunday September 1 through December 15. Other dates and times by NOTAM, issued at least 48 hours in advance.

Using agency. Commanding General, Indiantown Gap Military Reservation, Annville, Pa.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 24, 1967.

WILLIAM E. MORGAN,
Acting Director,
Air Traffic Service.

[F.R. Doc. 67-2415; Filed, Mar. 3, 1967; 8:45 a.m.]

[Airspace Docket No. 66-CE-103]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Areas

On January 13, 1967, a notice of proposed rule making was published in the FEDERAL REGISTER (32 F.R. 389) stating the Federal Aviation Agency was considering amendments to Part 73 of the Federal Aviation Regulations which would increase the time of designation of Restricted Areas R-6903, Sheboygan, Wis., and R-6904, Volk Field, Wis., and lower the designated ceiling of R-6904.

Interested persons were afforded an opportunity to participate in the proposed rule making through submission of comments. Two comments were received, neither interposing an objection.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., April 27, 1967, as hereinafter set forth.

In § 73.69 (32 F.R. 2337) the following changes are made:

1. Restricted Area R-6903 is amended by deleting "*Time of designation.* 0600 to 2200 c.s.t., May 1 through September 30, and from 0800 to 1600 c.s.t., Saturday and Sunday, October 1 through April 30." and substituting therefor "*Time of designation.* Continuous, sunrise to sunset."

2. Restricted Area R-6904 is amended by deleting "*Designated altitudes.* Surface to 20,000 feet MSL." and "*Time of designation.* 0600 to 2200 c.s.t., May 1 through September 30 and from 0800 to 1600 c.s.t., Saturday and Sunday, October 1 through April 30." and substituting therefor "*Designated altitudes.* Surface to 15,000 feet MSL." and "*Time of designation.* Continuous, sunrise to sunset."

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 24, 1967.

WILLIAM E. MORGAN,
Acting Director,
Air Traffic Service.

[F.R. Doc. 67-2414; Filed, Mar. 3, 1967; 8:45 a.m.]

PART 75—ESTABLISHMENT OF JET ROUTES

Alteration and Revocation of Jet Routes

On December 16, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 16161) stating that the Federal Aviation Agency was considering amendments to Part 75 of the Federal Aviation Regulations that would alter the Jet Route structure in the vicinity of The Dalles, Oreg.

Interested persons were afforded an opportunity to participate in the proposed rule making through submission of comments. All comments received were favorable.

In consideration of the foregoing, Part 75 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., May 25, 1967, as hereinafter set forth.

Section 75.100 (32 F.R. 2341) is amended as follows:

1. In Jet Route No. 15 "to Newberg, Oreg." is deleted and "to Portland, Oreg." is substituted therefor.

2. In Jet Route No. 16 everything before "Whitehall, Mont." is deleted and "From Portland, Oreg., via INT of Portland 100° and Pendleton, Oreg., 254° radials; Pendleton;" is substituted therefor.

3. Jet Route No. 67 is amended to read:

Jet Route No. 67 (Lakeview, Oreg., to Portland, Oreg.). From Lakeview, Oreg., direct Portland, Oreg.

4. Jet Route No. 73 is revoked.

5. Jet Route No. 82 is amended as follows:

In the caption "McCall, Idaho," is deleted and "Portland, Oreg.," is substituted therefor, and in the text all before "Dubois, Idaho," is deleted and "From Portland, Oreg., via McCall, Idaho;" is substituted therefor.

6. Jet Route No. 93 is amended as follows:

In the caption "Newport, Oreg.," is deleted and "Portland, Oreg.," is substituted therefor, and the text is amended to read, "From Portland, Oreg., via INT of Portland 353° and Seattle, Wash., 197° radials; to Seattle."

7. Jet Route No. 114 is revoked.

8. Jet Route No. 136 is amended as follows:

In the caption "Portland, Oreg.," is deleted and "Newport, Oreg.," is substituted therefor, and in the text all before "Yakima, Wash.," is deleted and "From Newport, Oreg., via Portland, Oreg.," is substituted therefor.

(Sec. 307(a), Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on February 27, 1967.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[F.R. Doc. 67-2418; Filed, Mar. 3, 1967; 8:45 a.m.]

Title 12—BANKS AND BANKING

Chapter VI—Farm Credit Administration

SUBCHAPTER D—FEDERAL INTERMEDIATE CREDIT BANKS AND PRODUCTION CREDIT ASSOCIATIONS

PART 650—PRODUCTION CREDIT ASSOCIATIONS

Subpart A—Loans to Members

STOCKHOLDER ENDORSEMENTS

As prescribed by the farm credit board in each of the 12 farm credit districts with the approval of the Farm Credit Administration pursuant to section 23 of the Farm Credit Act of 1933, as amended (12 U.S.C. 1131g), § 650.103 of Title 12 of the Code of Federal Regulations (31 F.R. 16252) is amended to read as follows:

§ 650.103 Stockholder endorsements.

(a) When a loan is made to a corporation, either the holder or holders of at least a majority of its outstanding shares of voting stock or a principal stockholder or stockholders must, (1) endorse, or sign as comakers, all notes evidencing such loan; or (2) execute continuing guaranties of all indebtedness of such corporation to the association. Requirement (2) may be met by two or more stockholders each executing a guaranty for a specified percentage of the indebtedness, with the aggregate of such guaranties affording personal liability for 100 percent of the indebtedness. If such personal liability of stockholders of the borrowing corporation cannot be obtained by reason of ownership of its capital stock by another corporation, the stockholder liability requirement may be met by like endorsement or guaranty on the part of an individual stockholder or stockholders of such parent or affiliated corporation.

(b) As an exception thereto, an association may waive the foregoing stockholder liability requirement for loans to eligible corporations if in its judgment the soundness of the loan and continuity of management are reasonably assured without such personal liability, subject to concurrence in such waiver by the Bank and the Farm Credit Administration on loans requiring their approval.

(Sec. 23, 48 Stat. 261, as amended; 12 U.S.C. 1131g)

R. B. TOOTELL,
Governor,
Farm Credit Administration.

[F.R. Doc. 67-2450; Filed, Mar. 3, 1967; 8:48 a.m.]

Title 15—COMMERCE AND FOREIGN TRADE

Chapter II—National Bureau of Standards, Department of Commerce

SUBCHAPTER B—STANDARD REFERENCE MATERIALS

PART 230—STANDARD REFERENCE MATERIALS

Subpart D—Standards of Certified Properties and Purity

MISCELLANEOUS AMENDMENTS

Under the provisions of 15 U.S.C. 275a and 277, the following amendment relating to standard reference materials issued by the National Bureau of Standards is effective upon publication in the FEDERAL REGISTER.

The amendment (1) revises § 230.8–5 *Radioactivity standards* to renew and change the price of standard reference material 4944–C and renumber the material, and (2) makes a correction in § 230.8–25 *Carbon-14 and Hydrogen-3 labeled sugars* in the listing of sample numbers.

The following amends Title 15 CFR Part 230:

Section 230.8–5 *Radioactivity standards* is amended to renew and change the price of standard reference material 4944–C and renumber the material as follows:

§ 230.8–5 Radioactivity standards.

* * * * *

(b) * * *

(3) *Beta, gamma and electron capture solution standards.* * * *

Sample No.	Radionuclide	Calibration radiation	Approximate activity or emission rate at time of calibration (month, year)	Approximate weight of solution	Price
* * *	* * *	* * *	* * *	* * *	* * *
4944-D	Iodine-125	X-ray	1.1X10⁸ ℓps/g (12/66)	5g	$66
* * *	* * *	* * *	* * *	* * *	* * *

* * * * * * *

Section 230.8–25 *Carbon-14 and Hydrogen-3 labeled sugars* is corrected to change standard reference material numbers from "1500 series" to "1550 series" as follows:

§ 230.8–25 Carbon-14 and Hydrogen-3 labeled sugars.

* * * * *

(b) *Interior Carbon-14 sugars.*

Sample Nos. (series)	Kind	Amount of activity (microcuries)	Price
1550	Carbon-14 labeled sugars and related products, Type 2 (carbohydrates labeled in positions other than carbon 1).	10	$17.50

* * * * *

(Sec. 9, 31 Stat. 1450, as amended; 15 U.S.C. 277. Interprets or applies sec. 7, 70 Stat. 959; 15 U.S.C. 275a)

Dated: February 16, 1967.

A. V. ASTIN,
Director.

[F.R. Doc. 67–2411; Filed, Mar. 3, 1967; 8:45 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 67–71]

PART 24—CUSTOMS FINANCIAL AND ACCOUNTING PROCEDURE

Automated Accounting System

Because of the delay in printing and distributing the customs forms required in the customs automated accounting system, the schedule for implementing the system in each customs region, published in T.D. 67–33 (32 F.R. 492), dated January 9, 1967, is amended as follows:

Date effective	Region No.	Headquarters
Apr. 1, 1967	III	Baltimore, Md.
June 1, 1967	I	Boston, Mass.
	IV	Miami, Fla.
July 1, 1967	V	New Orleans, La.
	VI	Houston, Tex.
	VII	Los Angeles, Calif.
Aug. 1, 1967	VIII	San Francisco, Calif.
	IX	Chicago, Ill.
Sept. 1, 1967	II	New York, N.Y.

New § 24.5(c) published in T.D. 67–33 authorizes a single digit suffix as an addition to the customs importer identification number by a firm having branch office operations to permit the firm to identify transactions originating in its branch offices. It has been found desirable to increase this suffix to two digits.

To provide for this increase in the number of digits allowed for the suffix number the following amendment is adopted.

Section 24.5(c) is amended to read:

§ 24.5 Filing identification number.

* * * * *

(c) Form 5106 contains blocks for a two-digit suffix code which may be inserted as an addition to the Internal Revenue Service employer identification number by a firm having branch office operations to permit the firm to identify transactions originating in its branch offices. A separate Form 5106 to report the specific suffix code and name and address will be required for each branch office to be identified. When an organization desires to associate a customs transaction with a specific branch office, the importer number, including the suffix, reported on Form 5106, shall be supplied on the Form 5101 or the request for services. The suffix code may be either numeric, alphabetic, or a combination of both numeric and alphabetic, except that the letters O, Z, and I may not be used. The blocks shall be left blank if the organization has no use for them.

* * * * *

(80 Stat. 379, R.S. 251, sec. 624, 46 Stat. 759; 5 U.S.C. 301, 19 U.S.C. 66, 1624)

Because of a delay in printing and distributing, customs Form 5106, Notification of Importer's Number, required by § 24.5 is not required to be filed until the implementation of the system has become effective for the region involved under the schedule as amended by this Treasury Decision. The form may be used prior to that time if it has been received.

[SEAL] LESTER D. JOHNSON,
Commissioner of Customs.

Approved: February 23, 1967.

TRUE DAVIS,
Assistant Secretary of the Treasury.

[F.R. Doc. 67–2436; Filed, Mar. 3, 1967; 8:47 a.m.]

Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 200—ORGANIZATION; CONDUCT AND ETHICS; AND INFORMATION AND REQUESTS

Subpart M—Regulation Concerning Conduct of Members and Employees and Former Members and Employees of the Commission

OUTSIDE OR PRIVATE EMPLOYMENT

Pursuant to and in conformity with sections 201 through 209 of Title 18 of the United States Code, Executive Order No. 11222 of May 8, 1965 (30 F.R. 6469), and Title 5, Chapter I, Part 735 of the Code of Federal Regulations, paragraph (f) of § 200.735–4 of Chapter II of Title 17 of the Code of Federal Regulations is amended by adding a footnote numbered "8a" to the second sentence thereof.

As so amended, paragraph (f) of § 200.735–4 of this chapter shall read:

§ 200.735–4 Outside or private employment.

* * * * *

(f) No employee shall publish any article or treatise or deliver any prepared speech or address relating to the Commission or the statutes and rules it administers without having obtained clearance from the Commission. The proposed publication or speech should be submitted to the Office of General Counsel and will be examined to determine whether it contains confidential or nonpublic information or whether there is

any reason why the publication or delivery of the employee's private views on the subject matter would be otherwise inappropriate.* Clearance for publication or delivery will not involve adoption of or concurrence in the views expressed, and such publication or speech shall include at an appropriate place by way of footnote or otherwise the following disclaimer of responsibility:

The Securities and Exchange Commission, as a matter of policy, disclaims responsibility for any private publication by any of its employees. The views expressed herein are those of the author and do not necessarily reflect the views of the Commission or of the author's colleagues upon the staff of the Commission.

* * * * *

This amendment was approved by the Commission on February 6, 1967, and by the U.S. Civil Service Commission on February 20, 1967.

Since the foregoing amendment relates solely to the Commission's internal management and personnel, the Commission finds that the procedures specified in Administrative Procedure Act, section 4, as codified, 5 U.S.C., section 533, are unnecessary.

Effective date. This amendment shall become effective upon publication in the FEDERAL REGISTER.

(E.O. 11222 of May 8, 1965, 30 F.R. 6469, 3 CFR 1965 Supp.; 5 CFR 735.104; secs. 19, 23, 48 Stat. 85, 901 as amended, 15 U.S.C. 77s, 78w; sec. 20, 49 Stat. 833, 15 U.S.C. 79t; sec. 319, 53 Stat. 1173, 15 U.S.C. 77sss; secs. 38, 211, 54 Stat. 841, 855, 15 U.S.C. 80a-37, 80b-11)

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

FEBRUARY 28, 1967.

[F.R. Doc. 67-2446; Filed, Mar. 3, 1967; 8:48 a.m.]

Title 22—FOREIGN RELATIONS

Chapter I—Department of State

[Dept. Reg. 108.547]

PART 41—VISAS: DOCUMENTATION OF NONIMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED

Nonimmigrant Documentary Waivers

Part 41, Chapter I, Title 22 of the Code of Federal Regulations is amended to provide a waiver of visa and passport requirements for nationals of certain Eastern European countries who are entering the United States pursuant to direct through-flight arrangements on a bonded transportation line.

Subparagraph (1) of paragraph (e) of § 41.6 is amended to read as follows:

§ 41.6 Nonimmigrants not required to present passports, visas, or border-crossing identification cards.

* * * * *

(e) *Aliens in immediate transit*—(1) *Aliens in bonded transit.* A passport and visa are not required of an alien who is being transported in immediate and continuous transit through the United States in accordance with the terms of an agreement entered into between the transportation line and the Immigration and Naturalization Service under the provisions of section 238(d) of the Act on Form I-426 to insure such immediate and continuous transit through and departure from, the United States en route to a specifically designated foreign country, provided that such alien is in possession of a travel document or documents establishing his identity and nationality and ability to enter some country other than the United States. This waiver of visa and passport requirements is not available to an alien who is a citizen of Albania, Communist-controlled China ("Chinese Peoples' Republic"), Cuba, North Korea ("Democratic Peoples' Republic of Korea"), North Viet-Nam ("Democratic Republic of Viet-Nam"), Outer Mongolia ("Mongolian Peoples' Republic"), or the Soviet Zone of Germany ("German Democratic Republic") and is a resident of one of said countries, and is, on a basis of reciprocity, available to a national of Bulgaria, Czechoslovakia, Estonia, Hungary, Latvia, Lithuania, Poland, Romania or the Union of Soviet Socialist Republics resident in one of said countries, only if he is transiting the United States by aircraft of a transportation line signatory to an agreement with the Immigration and Naturalization Service on Form I-426 on a direct through flight which will depart directly to a foreign place from the port of arrival.

* * * * *

Effective date. The amendment to the regulation contained in this order shall become effective upon publication in the FEDERAL REGISTER.

The provisions of section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U.S.C. 1003) relative to notice of proposed rule making are inapplicable to this order because the regulation contained herein involves foreign affairs functions of the United States.

PHILIP B. HEYMANN, *Acting Administrator, Bureau of Security and Consular Affairs, Department of State.*

NOVEMBER 4, 1966.

RAYMOND F. FARRELL, *Commissioner of Immigration and Naturalization, Immigration and Naturalization Service, Department of Justice.*

FEBRUARY 27, 1967.

[F.R. Doc. 67-2443; Filed, Mar. 3, 1967; 8:47 a.m.]

Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter III—Corps of Engineers, Department of the Army

PART 311—PUBLIC USE OF CERTAIN RESERVOIR AREAS

Reservoir Areas in Indiana, Kentucky, and Oregon

The Secretary of the Army having determined that the use of the following reservior areas by the general public for boating, swimming, bathing, fishing and other recreational purposes will not be contrary to the public interest and will not be inconsistent with the operation and maintenance of the reservoirs for their primary purposes, hereby prescribes rules and regulations for their public use, pursuant to the provisions of Section 4 of the Flood Control Act of 1944 (76 Stat. 1195), adding the reservoirs to those listed in § 311.1, as follows:

§ 311.1 Areas covered.

* * * * *

INDIANA

* * * * *

Huntington Reservoir Area, Wabash River
Mississinewa Reservoir Area, Mississinewa River
Salamonie Reservior Area, Salamonie River

* * * * *

KENTUCKY

* * * * *

Green River Reservoir Area, Green River

* * * * *

OREGON

* * * * *

Fall Creek Reservoir Area, Fall Creek
Foster Reservoir Area, South Santiam River
Green Peter Reservoir Area, Middle Santiam River

* * * * *

[Regs., Feb. 1, 1967, ENGCW-OM] (Sec. 4, 58 Stat. 889, as amended; 16 U.S.C. 460d)

C. A. STANFIEL, *Colonel, AGC, Acting The Adjutant General.*

[F.R. Doc. 67-2456; Filed, Mar. 3, 1967; 8:49 a.m.]

Title 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans Administration

PART 3—ADJUDICATION

Burial Benefits

1. In § 3.1600, the introductory portion immediately preceding paragraph (a) and paragraphs (a), (b) (4), and (c) are amended to read as follows:

§ 3.1600 Payment of burial expenses of deceased veterans.

For the purpose of payment of burial expenses the term "veteran" includes a person who died during a period deemed

* Clearance will not be granted with respect to any address or article relating to current litigation in which the Commission is participating as a party, or as amicus curiae or in any other capacity, except where such address or article is nonargumentative and does nothing more than describe the litigation or explain the Commission's position.

to be active military, naval or air service under § 3.6(b)(6) (Public Law 89–360). The period of active service upon which the claim is based must have been terminated by discharge or release from active service under conditions other than dishonorable.

(a) *Wartime veterans.* When a veteran of any war dies, an amount not to exceed $250 (where entitlement is based on § 3.8 (c) or (d), at a rate in Philippine pesos equivalent to $125) is payable on the burial and funeral expenses and transportation of the body to the place of burial, if otherwise entitled within the further provisions of §§ 3.1600 through 3.1611. For this purpose the period of any war is as defined in § 3.2, except that World War I extends only from April 6, 1917, through November 11, 1918, or if the veteran served with the U.S. military forces in Russia, through April 1, 1920 (38 U.S.C. 902; 107(a) (Public Law 89–641)).

(b) *Peacetime veterans.* * * *

(4) If he dies of a service-connected disability (38 U.S.C. 902; 107(a) (Public Law 89–641)).

(c) *Death while properly hospitalized.* If a person dies while properly hospitalized by the Veterans Administration, there is payable an allowance not to exceed $250 for the actual cost of funeral and burial, and an additional amount for transportation of the body to the place of burial. See § 3.1605 (38 U.S.C. 903).

* * * * *

2. In § 3.1605, the introductory portion immediately preceding paragraph (a) is added and paragraph (a) is amended to read as follows:

§ 3.1605 Death while traveling under prior authorization or while hospitalized by the Veterans Administration.

An amount not to exceed $250 is payable for the funeral and burial expenses of a person who dies while in a hospital, domiciliary, or nursing home to which he was properly admitted under authority of the Veterans Administration. In addition, the cost of transporting the body to the place of burial may be authorized. The amount payable under this section is subject to the limitations set forth in paragraph (b) of this section, and §§ 3.1604 and 3.1606.

(a) *Death en route.* When a veteran while traveling under proper prior authorization and at Veterans Administration expense to or from a specified place for the purpose of:

(1) Examination; or
(2) Treatment; or
(3) Care

dies en route, burial, funeral and transportation expenses will be allowed as though death occurred while properly hospitalized by the Veterans Administration. Hospitalization in the Philippines under 38 U.S.C. 631, 632, and 633 does not meet the requirements of this section.

* * * * *

(72 Stat. 1114; 38 U.S.C. 210)

These VA regulations are effective the date of approval.

Approved: February 27, 1967.

By direction of the Administrator.

[SEAL] CYRIL F. BRICKFIELD,
Deputy Administrator.

[F.R. Doc. 67-2438; Filed, Mar. 3, 1967; 8:47 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter II—Bureau of Land Management, Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 4163]

[Anchorage 064317]

ALASKA

Powersite Cancellation No. 245; Partial Revocation of Powersite Classification No. 412, Opening of Lands Subject to Section 24 of the Federal Power Act

By virtue of the authority contained in the act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31), and 1950 Reorganization Plan No. 3 (64 Stat. 1262; 5 U.S.C. 133z–15, note), and in section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, and pursuant to the determination of the Federal Power Commission, DA–65–Alaska, it is ordered as follows:

1. The order of the Geological Survey of November 9, 1950, creating Powersite Classification No. 412, is hereby canceled so far as it affects the following described lands:

SEWARD MERIDIAN

T. 17 N., R. 1 W.,
Sec. 1, SE¼NE¼ and E½SE¼.
T. 18 N., R. 1 E.,
Sec. 31, E½SW¼, S½SE¼, and NE¼SE¼;
Sec. 32, lots 2 and 4, and SW¼NE¼;
Sec. 33, lots 3 and 8;
Sec. 34, lot 2.
T. 19 N., R. 1 E. (partially unsurveyed),
Sec. 2, SW¼ (unsurveyed);
Sec. 11, NW¼ and W½SW¼ (unsurveyed);
Sec. 14, W½W½ (unsurveyed);
Sec. 15, E½E½ (unsurveyed);
Sec. 22, E½ (unsurveyed);
Sec. 23, W½W½ (unsurveyed);
Sec. 26, NW¼;
Sec. 27, NE¼.

The areas described, including both public and nonpublic lands, aggregate 2,046 acres, of which 1,474.45 acres are public lands.

2. In DA–65–Alaska the Federal Power Commission determined that the value of the following described lands, withdrawn in Power Project No. 207, application for which was filed April 14, 1921, as amended June 20, 1921, will not be injured or destroyed for purposes of power development by location, entry, or selection under the public land laws, subject to the provisions of section 24 of the Federal Power Act:

KNIK PRECINCT AND RECORDING DISTRICT

a. All lands within one-fourth mile of Fishhook Creek lying below the 1,550-foot contour (datum mean sea level).

b. All lands within one-fourth mile of Little Susitna River lying below the 1,550-foot contour (datum mean sea level).

3. In DA–65–Alaska, the Federal Power Commission vacated the power withdrawal created by the filing of application for preliminary permit for Project No. 207, so far as it affected lands within one-fourth mile of Fishhook Creek and Little Susitna River above elevation 1,550 feet (datum mean sea level).

The lands lie in the Matanuska Valley, and along the Little Susitna River and Fishhook Creek.

4. Until 10 a.m. on May 29, 1967, the State of Alaska shall have a preferred right to select the public lands not otherwise withdrawn in accordance with the provisions of section 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339), and the regulations in 43 CFR 2222.9. After that time the public lands shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on May 29, 1967, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

5. Any disposal of lands described in paragraph 2 of this order shall be subject to the provisions of section 24 of the Federal Power Act, as amended.

The lands have been open to applications and offers under the mineral leasing laws, and to locations under the U.S. mining laws, subject to the provisions of the act of August 11, 1955 (69 Stat. 682; 30 U.S.C. 621).

Inquiries should be addressed to the Manager, Anchorage District and Land Office, Bureau of Land Management, Anchorage, Alaska.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2423; Filed, Mar. 3, 1967; 8:46 a.m.]

[Public Land Order 4164]

[Wyoming 0324691]

WYOMING

Partial Revocation of Reclamation Project Withdrawal

By virtue of the authority contained in section 3 of the act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), as amended and supplemented, it is ordered as follows:

1. The orders of the Secretary of the Interior dated October 15, 1943, May 25, 1949, and July 9, 1951, withdrawing lands for the Paintrock Unit, Missouri River Basin Project, are hereby revoked so far as they affect the following described land:

SIXTH PRINCIPAL MERIDIAN

T. 50 N., R. 92 W.,
Sec. 19, lot 7, E½ and NE¼SW¼;
Sec. 20, SW¼ and S½SE¼;
Sec. 26;
Sec. 27, N½ and SW¼;
Sec. 28, N½N½, SE¼NE¼, and SE¼;
Sec. 29, N½NE¼, SW¼NE¼, NW¼, NW¼SW¼, SE¼SW¼, and SE¼;
Sec. 30, lot 1, NE¼, and NE¼SE¼.

The areas described aggregate 2,880.80 acres in Big Horn County, of which lot 1, section 30, is patented.

The lands are located in the Big Horn River drainage on the rolling foothills adjoining the river valley. The vegetation is primarily saltbush and sagebrush associations.

2. Until 10 a.m. on August 28, 1967, the State of Wyoming shall have a preferred right of application to select the public lands as provided by R.S. 2276, as amended (43 U.S.C. 852). After that time the lands shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on August 28, 1967, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

3. The public lands will be open to location under the U.S. mining laws at 10 a.m. on August 28, 1967. They have been open to applications and offers under the mineral leasing laws.

Inquires concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Cheyenne, Wyo.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2424; Filed, Mar. 3, 1967; 8:46 a.m.]

[Public Land Order 4165]

[New Mexico 0559622]

NEW MEXICO

Partial Revocation of Executive Order No. 6143 and No. 6276

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Executive Orders No. 6143 of May 23, 1933, and No. 6276 of September 8, 1933, withdrawing lands in New Mexico to aid the State in making exchange selections, are hereby revoked so far as they affect the following described lands:

NEW MEXICO PRINCIPAL MERIDIAN

T. 22 S., R. 7 W.,
Sec. 8, SE¼SE¼;
Sec. 17, E½NE¼, N½NW¼, SW¼NW¼, SE¼SW¼, and N½SE¼.
T. 24 S., R. 15 W.,
Sec. 9, NE¼;
Sec. 12, N½S½.

The areas described aggregate 520 acres of patented land and 160 acres of public land.

2. At 10 a.m. on April 4, 1967, the public lands, being the 160 acres comprising the N½S½ of sec. 12, supra, shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on April 4, 1967, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

3. The public lands will be open to location for nonmetalliferous minerals at 10 a.m. on April 4, 1967. They have been open to applications and offers under the mineral leasing laws and to location for metalliferous minerals.

The State of New Mexico has waived the preference right of application granted to certain States by R.S. 2276 as amended (43 U.S.C. 852).

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Santa Fe, N. Mex.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2425; Filed, Mar. 3, 1967; 8:46 a.m.]

[Public Land Order 4166]

[Oregon 016737]

OREGON

Powersite Restoration No. 644; Partial Revocation of Power Withdrawals

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), and by virtue of the authority contained in section 2 of the Act of June 9, 1916 (39 Stat. 218), it is ordered as follows:

1. The departmental classification order of July 13, 1917 (Waterpower Designation No. 12), and the Executive order of July 17, 1917, creating Powersite Reserve No. 645, are hereby revoked so far as they affect the following described lands:

WILLAMETTE MERIDIAN

T. 23 S., R. 9 W.,
Sec. 19, SE¼SE¼.

Containing 40 acres of revested O&C lands.

2. At 10 a.m. on April 4, 1967, the lands shall be subject to such forms of disposition as may by law be made of revested Oregon and California Railroad Grant lands, subject to valid existing rights.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2426; Filed, Mar. 3, 1967; 8:46 a.m.]

[Public Land Order 4167]

[Utah 648]

UTAH

Partial Revocation of Public Water Reserve No. 81

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. The Executive order of November 26, 1921, creating Public Water Reserve No. 81, is hereby revoked so far as it affects the following described land:

SALT LAKE MERIDIAN

T. 13 S., R. 23 E.,
Sec. 11, NW¼SW¼.

The area described contains 40 acres in Uintah County, of which 35 acres comprising the NE¼NW¼SW¼, W½NW¼SW¼, and N½SE¼NW¼SW¼ are patented.

The land is located 8 miles southwest of Rainbow, Utah. The elevation is approximately 6,000 feet. The soils are a shallow, silt loam which resists water percolation. Erosion is severe. The vegetative cover consists of scattered juniper and sage with an understory of native grasses.

2. At 10 a.m. on April 4, 1967, the public land shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on April 4, 1967, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

3. The public land will be open to location for nonmetalliferous minerals at 10 a.m. on April 4, 1967. It has been open to applications and offers under the mineral leasing laws, and to location under the U.S. mining laws for metalliferous minerals.

The State of Utah has waived the preference right of application granted to certain States by R.S. 2276, as amended (43 U.S.C. 852).

Inquiries concerning the land shall be addressed to the Manager, Land Office, Bureau of Land Management, Salt Lake City, Utah.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2427; Filed, Mar. 3, 1967; 8:46 a.m.]

[Public Land Order 4168]

[Montana 157]

MONTANA

Partial Revocation of Public Land Order No. 2135

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Public Land Order No. 2135 of June 23, 1960, creating the Freezeout Lake Waterfowl Management Area, is hereby revoked so far as it affects the following described lands:

PRINCIPAL MERIDIAN

T. 22 N., R. 4 W.,
Sec. 3, lots 1 and 2, and S½ NE¼.

Containing 160 acres in Teton County.

The land, which is situated about 9 miles northwest of Fairfield, Mont., is east sloping, panspot-covered native range land.

2. Until 10 a.m. on August 28, 1967, the State of Montana shall have a preferred right of application to select the land as provided by R.S. 2276 as amended (43 U.S.C. 852). After that time the land shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on August 28, 1967, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

The land has been open to applications and offers under the mineral leasing laws.

Inquiries concerning the land should be addressed to the Manager, Land Office, Bureau of Land Management, Billings, Mont.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2428; Filed, Mar. 3, 1967; 8:46 a.m.]

[Public Land Order 4169]

[Oregon 016900]

OREGON

Withdrawal for Protection of Civil Works Project

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights and the provisions of existing withdrawals, the following described lands are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws (30 U.S.C. Ch. 2), but not from leasing under the mineral leasing laws, for the protection of facilities of the Applegate Reservoir Project:

WILLAMETTE MERIDIAN

ROGUE RIVER NATIONAL FOREST

T. 40 S., R. 3 W.,
Sec. 30, NE¼NE¼NW¼, S½NE¼NW¼, SE¼SW¼NW¼, SE¼NW¼, and SW¼;
Sec. 31, W½E½ and W½.
T. 40 S., R. 4 W.,
Sec. 25, NE¼, SW¼, NE¼SE¼, W½SE¼, and N½SE¼SE¼;
Sec. 26, E½SE¼;
Sec. 34, SE¼SE¼;
Sec. 35, NE¼NE¼, S½NE¼, SW¼, NE¼SE¼, and W½SE¼.
T. 41 S., R. 4 W.,
Sec. 1, NW¼NW¼, S½NW¼, and N½S½;
Sec. 3, E½NE¼, N½SW¼, and SE¼;
Sec. 11, NE¼, E½NW¼, and W½SW¼;
Sec. 15, lots 5 and 6.
The areas described aggregate 2,661.47 acres.

WILLAMETTE MERIDIAN

PUBLIC DOMAIN

T. 41 S., R. 3 W.,
Sec. 6, E½NE¼, NW¼NE¼, NE¼NW¼, and NE¼SE¼.
T. 41 S., R. 4 W.,
Sec. 2, SE¼NE¼ and NW¼NW¼;
Sec. 14, lot 8.
The areas described aggregate 293.39 acres.

The areas described total in the aggregate 2,954.86 acres in Jackson County.

2. The withdrawal made by this order does not alter the applicability of the public land laws governing the use of the lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws, nor does it alter the jurisdiction of the Secretary of Agriculture over the national forest lands for purposes other than construction of the Applegate Reservoir Project. The terms and conditions for utilization of the national forest lands for the construction and maintenance of the project facilities by the Corps of Engineers will be governed by the memorandum of agreement entered into by the Department of Agriculture and the Department of the Army, dated August 13, 1964, as may be amended and supplemented.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2429; Filed, Mar. 3, 1967; 8:46 a.m.]

[Public Land Order 4170]

[Utah 0140643]

UTAH

Withdrawal for Waterfowl Management Area

By virtue of the authority contained in section 8 of the act of April 11, 1956 (70 Stat. 110; 43 U.S.C 620g), it is ordered as follows:

1. Subject to valid existing rights, the following described public lands, which are under the jurisdiction of the Secretary of the Interior, are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws (30 U.S.C Ch. 2), but not from leasing under the mineral leasing laws, and reserved for management in corporation with the State of Utah for the Desert Lake Waterfowl Management Area:

SALT LAKE MERIDIAN

T. 17 S., R. 10 E.,
Sec. 3, NW¼SW¼, and SE¼;
Sec. 10, E½E½, NW¼NE¼, NE¼NW¼, NE¼SW¼, S½SW¼, and SW¼SE¼;
Sec. 11, W½W½, SE¼SW¼, and S½SE¼.

The areas described aggregate approximately 880 acres in Emery County.

2. Upon execution of a cooperative agreement with the Secretary of the Interior, or his delegate, the State of Utah is authorized to manage the withdrawn lands for the conservation of small game and waterfowl and as a public hunting and fishing grounds consistent with Federal programs for the management of the lands.

3. The withdrawal made by this order does not alter the applicability of the public land laws governing the use of the lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws. However, leases, licenses, contracts, or permits will be issued only if the proposed use of the lands will not interfere with the proper management of the Desert Lake Waterfowl Management Area.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2430; Filed, Mar. 3, 1967; 8:46 a.m.]

[Public Land Order 4171]

[Nevada 054522; 054524; 054527]

NEVADA

Powersite Cancellation No. 230; Cancellation of Powersite Classification No. 181 in Part and Nos. 217 and 270 Entirely

By virtue of the authority contained in the act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31), and 1950 Reorganization Plan No. 3 (64 Stat. 1262; 5 U.S.C. 133z–15, note), it is ordered as follows:

1. The Departmental order of May 23, 1927, creating Powersite Classification No. 181, is hereby canceled so far as it affects the following described lands:

MOUNT DIABLO MERIDIAN

T. 37 N., R. 61 E.,
Sec. 20, W½NE¼, SE¼SE¼.

The areas described aggregate 120 acres.

2. The Departmental orders of February 9, 1929, and March 10, 1933, withdrawing the following described lands as Powersite Classifications Nos. 217 and 270 respectively, are hereby canceled:

(a) Powersite Classification No. 217:

MOUNT DIABLO MERIDIAN

All lands lying within 50 feet of the center line of the transmission line of the Nevada Valleys Power Co., traversing subdivisions within the following sections:

T. 19 N., R. 26 E.,
Secs. 2, 14, 22, and 34.
T. 20 N., R. 26 E.,
Secs. 24 and 26.
T. 20 N., R. 27 E.,
Secs. 4, 8, 18.
T. 21 N., R. 27 E.,
Secs. 12, 14, 22, 28, and 32.
T. 22 N., R. 27 E.,
Sec. 36.
T. 22 N., R. 28 E.,
Secs. 8, 20, and 30.
T. 23 N., R. 28 E.,
Secs. 4, 8, 9, 16, 20, and 32.
T. 24 N., R. 28 E.,
Secs. 24, 26, 34.

MOUNT DIABLO MERIDIAN—Continued

T. 24 N., R. 29 E.,
Secs. 2, 10, 16, 18.
T. 25 N., R. 29 E.,
Secs. 12, 24, 26, and 36.
T. 25 N., R. 30 E.,
Secs. 6 and 18.
T. 26 N., R. 30 E.,
Secs. 23, 24, 26, 28, and 32.
T. 26 N., R. 31 E.,
Secs. 8 and 18.
T. 27 N., R. 32 E.,
Secs. 4, 8, 18.
T. 28 N., R. 32 E.,
Secs. 24, 26, 34.
T. 28 N., R. 33 E.,
Secs. 4, 8, 10, 13, 14, 18, and 24.
T. 28 N., R. 34 E.,
Secs. 16, 17, 18, and 19.

The area described contains approximately 500 acres.

(b) Powersite Classification No. 270:

MOUNT DIABLO MERIDIAN

All public lands lying within 50 feet of the center line of the transmission line of the Sierra Pacific Power Co. traversing subdivisions within the following sections:

T. 19 N., R. 18 E.,
Sec. 26.
T. 18 N., R. 19 E.,
Secs. 11 and 24.
T. 19 N., R. 19 E.,
Secs. 28 and 29.
T. 17 N., R. 20 E.,
Secs. 1, and 2.
T. 18 N., R. 20 E.,
Secs. 28, 30, 34.
T. 16 N., R. 21 E.,
Secs. 4, 5, 8, 9, 22, 24, and 25.
T. 17 N., R. 21 E.,
Secs. 6, 8, 17, 20, 29, and 32.
T. 18 N., R. 21 E.,
Secs. 20 and 30.
T. 15 N., R. 22 E.,
Secs. 4, 5, 6, 9, 10, 11, and 14.
T. 16 N., R. 22 E.,
Secs. 30 and 31.

The area described contains approximately 205 acres.

3. The lands described in paragraph 1 are within the Humboldt National Forest and have been open to applications and offers under the mineral leasing laws, and to location under the mining laws subject to provisions of the act of August 11, 1955 (69 Stat. 682; 30 U.S.C. 621).

4. The lands described in paragraph 2 have been open to location, entry or selection under the public land laws, pursuant to the general determination of the Federal Power Commission dated April 17, 1922 (43 CFR 2022.2(a)), subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable laws and regulations.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2431; Filed, Mar. 3, 1967; 8:47 a.m.]

[Public Land Order 4172]

[Arizona 035063]

ARIZONA

Withdrawal for National Forest Roadside Zones

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights, the following described national forest lands are hereby withdrawn from appropriation under the mining laws (30 U.S.C., Ch. 2), but not from leasing under the mineral leasing laws, in aid of programs of the Department of Agriculture:

TONTO NATIONAL FOREST

GILA AND SALT RIVER MERIDIAN

Arizona State Highway No. 87 (Bee Line) Roadside Zone

A strip of land 330 feet on each side of the center line as the road passes through the following subdivisions:

T. 3 N., R. 7 E. (partially surveyed),
Sec. 13;
Sec. 21, SE¼, with exception of lots 7 and 8, within Indian Reservation withdrawal;
Sec. 22, S½;
Sec. 23;
Sec. 24, NW¼;
Sec. 26, N½;
Sec. 27, N½;
Sec. 28, NE¼, with exception of lots 5 and 6, within Indian Reservation withdrawal.
T. 3 N., R. 8 E. (unsurveyed),
Sec. 4, NW¼;
Sec. 5;
Sec. 6, SE¼;
Sec. 7;
Sec. 8, NW¼;
Sec. 18, W½.
T. 4 N., R. 8 E. (unsurveyed),
Sec. 2, W½;
Sec. 3, E½;
Sec. 10, NE¼;
Sec. 11, W½ and SE¼;
Sec. 14;
Sec. 22, SE¼;
Sec. 23;
Sec. 26, NW¼;
Sec. 27, NE¼NE¼, NE¼SW¼, and S½SW¼;
Sec. 33, S½ and NE¼;
Sec. 34, W½.
T. 5 N., R. 8 E. (unsurveyed),
Sec. 1, E½;
Sec. 12, all, with exception of land in patented HES 445;
Sec. 13;
Sec. 24;
Sec. 25, N½ and SW¼;
Sec. 26, SE¼;
Sec. 35, E½ and SW¼;
Sec. 36, W½.
T. 6 N., R. 8 E. (partially surveyed),
Sec. 36, SE¼.
T. 7 N., R. 8 E. (partially surveyed),
Sec. 24, SE¼;
Sec. 25, E½, with exception of land in Pat. 774675;
Sec. 36, E½.
T. 5 N., R. 9 E. (unsurveyed),
Sec. 6, W½.
T. 6 N., R. 9 E. (surveyed),
Sec. 7, lots 5 to 11, incl., and lot 15;
Sec. 8, lots 2 and 3, E½SW¼, and NW¼;
Sec. 17, lot 1;
Sec. 18, lots 5 and 8, W½NE¼, and SE¼;
Sec. 19, E½;
Sec. 20, W½;
Sec. 29, NW¼;
Sec. 30, E½;
Sec. 31, lots 5 to 8, incl., E½W½, and E½.
T. 7 N., R. 9 E. (partially surveyed),
Sec. 15, SW¼, with exception of Pat. M.S. 4086;
Sec. 16;
Sec. 17, E½ and SW¼;
Sec. 19, lot 3, SE¼SW¼SW¼, E½SW¼, and E½;
Sec. 20, W½ and NE¼;
Sec. 30, E½NW¼ and E½W½NW¼.

Arizona State Highway No. 88 (Apache Trail) Roadside Zone

A strip of land 330 feet on each side of the center line as the road passes through the following subdivisions:

T. 2 N., R. 8 E. (unsurveyed),
Sec. 36, SE¼NE¼, E½SE¼, and SE¼NE¼NE¼, with exception of patented land in M.Ss. 1568 and 4507.
T. 2 N., R. 9 E. (unsurveyed),
Sec. 5, SE¼SW¼ and SW¼SE¼;
Sec. 8, W½ and W½W½SE¼;
Sec. 9, NW¼NW¼ and W½NE¼NW¼;
Sec. 12, SW¼, N½SE¼, and NE¼;
Sec. 13, NW¼NW¼NW¼;
Sec. 17, W½ and W½NE¼;
Sec. 18, E½E½E½;
Sec. 19, SE¼, SE¼NE¼, and E½NE¼NE¼;
Sec. 20, W½SW¼, W½NW¼, W½E½NW¼, and NE¼NE¼NW¼;
Sec. 30, S½SW¼, NE¼SW¼, E½NW¼, W½NE¼, NW¼SE¼, and NW¼SW¼SE¼;
Sec. 31, NW¼SW¼, W½NW¼, with exception of Pat. M.S. 4507, NE¼NW¼, NW¼SE¼NW¼, and NW¼SW¼SW¼.
T. 2 N., R. 10 E. (unsurveyed),
Sec. 7, SW¼NW¼NW¼, SW¼NW¼, S½SE¼NW¼, S½S½NE¼, SW¼, and N½SE¼SE¼;
Sec. 8, S½NW¼ and NW¼SW¼.

Forest Service Road No. 1278 (First Water Road) Roadside Zone

A strip of land 330 feet on each side of the center line as the road passes through the following subdivision:

T. 2 N., R. 9 E. (unsurveyed),
Sec. 29, S½;
Sec. 32, N½.

The areas described aggregate approximately 3,716.77 acres in the Tonto National Forest, Gila and Maricopa Counties.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2432; Filed, Mar. 3, 1967; 8:47 a.m.]

[Public Land Order 4173]

[Idaho 24]

IDAHO

Withdrawal for Protection of Public Recreation Site

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Subject to valid existing rights and the provisions of existing withdrawals, the following described land which is under the jurisdiction of the Secretary of the Interior, is hereby withdrawn from all forms of appropriation under the public land laws including the mining laws (30 USC Ch. 2), but not from leasing under the mineral leasing laws, for the protection of a public recreation site:

BOISE MERIDIAN

T. 49 N., R. 3 W.,
Sec. 1, Lots 7, 8, 9, and 10.

The area described contains 152.15 acres in Kootenai County.

2. The withdrawal made by this order does not alter the applicability of the public land laws governing the use of the land under lease, license, or permit, or the disposal of its mineral or vegetative resources other than under the mining laws.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2433; Filed, Mar. 3, 1967; 8:47 a.m.]

[Public Land Order 4174]

[New Mexico 531]

NEW MEXICO

Addition to Santa Fe National Forest

By virtue of the authority contained in the Act of July 9, 1962 (76 Stat. 140; 43 U.S.C. 315g–1), it is ordered as follows:

Subject to existing valid rights, the following described lands, acquired by the United States in exchange made pursuant to section 8 of the Taylor Grazing Act of June 28, 1934 (48 Stat. 1272; 43 U.S.C. 315g), as amended, are hereby added to and made a part of the Santa Fe National Forest and shall hereafter be subject to all laws and regulations applicable to such national forest:

NEW MEXICO PRINCIPAL MERIDIAN

T. 19 N., R. 14 E.,
Sec. 8, lots 4, 5, 8, S½NE¼ and SE¼;
Sec. 9, SW¼NE¼ and SE¼;
Sec. 10, SW¼SW¼;
Sec. 15, W½NW¼, SW¼, W½SE¼ and SE¼SE¼;
Sec. 16, all, excepting a tract more particularly described as beginning at a point on the west section line 100' south of the quarter corner; thence N. 89°56' E., 1950.23' to a stake located 100' south of the E-W centerline; thence N. 02°19' W., 2868.70' to a stake on the north section line; thence westward along the section line to the corner common to secs. 8, 9, 16, and 17; and thence southward along the west section line to the point of beginning, containing 128.435 acres, more or less;
Sec. 17, lots 3, 6, and SE¼, excepting a tract more particularly described as beginning at a point which is the intersection of the E-W centerline of section 17 and the west line of the Mora Grant; thence S. 89°10' E., 1475.70' to a stake; thence S. 84°41' E., 1363.60' to a stake located 100' south of the east quarter corner; thence northward to the quarter corner; and thence westward along the E-W centerline of the section to the point of beginning, containing 1.565 acres, more or less;
Sec. 21, NE¼NW¼;
Sec. 22, E½NE¼, N½NW¼ and SE¼;
Sec. 26, S½NW¼ and NE¼SW¼;
Sec. 27, NE¼NE¼ and N½SE¼NE¼.

The area described contains 2,086.21 acres.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2434; Filed, Mar. 3, 1967; 8:47 a.m.]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[25 CFR Part 73]

OSAGE INDIAN TRIBE

Election of Officers

Pursuant to the Acts of June 28, 1906 (34 Stat. 539), March 2, 1929 (45 Stat. 1478), and August 28, 1957 (71 Stat. 471), §§ 73.38, 73.40, 73.41, 73.42, 73.43, and 73.47 are proposed to be amended, §§ 73.30 and 73.44 are proposed to be added and § 73.51 stricken from the Code of Federal Regulations as set forth below.

The purpose of these revisions and additions is to improve the procedure for conducting Osage tribal elections under 25 CFR Part 73. By revision of § 73.38 the number of polling places will be reduced to one. By revision of § 73.40 a candidate will be permitted to use one nickname; use of titles or professional designations on the ballot will be prohibited; and provision is made for preservation of spoiled or mutilated ballots or any part thereof. Revised § 73.41 will regulate the preparation and use of absentee ballots and permit the execution of an absentee ballot before witnesses. Revised § 73.42 will regulate the receipt of absentee ballots. Provisions relating to the supervisor's statement pertaining to the conduct and result of elections will be moved from § 73.42 to the new § 73.44. Revised § 73.43(a) will govern the counting of all ballots; provide for delivery of both ballot boxes and keys to such boxes to the Superintendent for safekeeping; provide for the destruction of all ballots 180 days after the election when no contest has been filed; provide that a tallying team shall consist of at least one election judge and two clerks; and prohibit any information concerning voting or tallying being made public before 8 p.m. on election day. Revised § 73.43(b) will specify when ballots must be declared void; permit the counting of valid votes when others must be held invalid; and eliminate write-in candidates. Revised § 73.47 will require the deposit with any election challenge of $500 to defray the cost of a recount and permit only a candidate for election to the particular office involved to challenge the election. For purpose of continuity § 73.51 will be stricken and its provisions will appear as § 73.30. These provisions will become mandatory.

It is the policy of the Department of the Interior whenever practicable to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendments to the Bureau of Indian Affairs, Washington, D.C. 20242, within 30 days of the date of publication of this notice in the FEDERAL REGISTER. The proposed changes are as follows:

The Table of Contents shall reflect in numerical order additional §§ 73.30 and 73.44, a title change in § 73.38, and deletion of § 73.51.

The revised and new sections of 25 CFR Part 73 shall read as follows:

§ 73.30 Nominating conventions and petitions.

Conventions shall be held on or before the first Monday in April of the year in which a quadrennial election is held, and there shall be written reports of such conventions, duly certified by the secretary or presiding officer showing total number of qualified voters in attendance, together with the names of candidates nominated for the various offices: *Provided*, That at least 25 qualified voters shall have been in attendance at any such convention; also, names of any independent candidates nominated by petition of not less than 25 qualified voters, each signature to be witnessed by two persons, shall be filed with the supervisor not later than 5 p.m. on the first Monday in April of the year in which a quadrennial election is held in order that such names may be placed on the official ballot. No person shall be considered a candidate for tribal office unless and until the requirements of this section have been met.

§ 73.38 Opening and closing of poll.

The poll shall remain open without intermission from 8 a.m. to 8 p.m. on the date of the election. When all else is in readiness for the opening of the poll the supervisor shall open the ballot box in view of the other election officers, shall turn same top down to show that no ballots are contained therein, and shall then lock the box and retain the key in his possession.

§ 73.40 Ballots.

The Superintendent of the Osage Agency shall have ballots printed showing the name and the office for which each candidate has been nominated and also space for showing the value of the respective ballots. The Superintendent shall have recorded on a detachable portion of each ballot the name of the voter. The value of each voter's ballot shall be recorded on the principal portion of the respective ballots. Any faction or group has the right to nominate any candidate it chooses, in accordance with the regulations prescribed in this part. The names of such candidates shall be printed on the ballot in the manner set forth as follows:

(a) Under the heading, Principal Chief, with notation to vote for one, shall appear names of all candidates for that office. Similarly for Assistant Chief. Under the heading, Members of Council, with notation to vote for eight, shall appear names of all candidates for council. Names of candidates for office shall appear only once on ballot, regardless of the fact that they may have been nominated on more than one ticket. The order in which names of qualified candidates for office will be placed on the ballot shall be by lot method of drawing in a manner to be determined by the tribal council, and to be free from or regardless of party or factional affiliations. A candidate may use one nickname. Titles and professional designations will not be shown on the ballot. A record shall be kept of any ballots that may be mutilated, canceled, or used as samples.

(b) Upon each ballot will be a space in which the clerk prior to issuing the ballot shall note the value of the ballot which shall be exactly the same value as the voter's headright interest as shown on the last quarterly annuity roll, except any fraction of a headright shall be valued as to the first two decimals only unless such interest is less than one one-hundredth then it shall have its full value. As verification the clerk shall initial the ballot so numbered in the margin. In addition each ballot shall be stamped "Official Ballot" (facsimile signature Supervisor Osage Election Board). Should any voter spoil or mutilate his ballot in his effort to vote he may surrender the ballot to the supervisor who shall give the voter in lieu thereof another ballot which shall show its appropriate value. The spoiled or mutilated ballot or any portion of a spoiled or mutilated ballot should be retained with other records pertaining to the election.

§ 73.41 Absentee voting.

(a) Any eligible voter who will be unable to appear at the poll in Pawhuska on election day shall be entitled to vote by absentee ballot. Absentee ballots shall be identical to the ballots described in § 73.40 with the exception that each such ballot shall be stamped "Absentee Ballot," and reflect the date of issuance. All applications for absentee ballots shall be made in writing by the voter. Each ballot shall indicate the value of the vote to which the voter is entitled. The supervisor shall maintain a file of all applications, together with a record of the names and addresses of all persons to whom absentee ballots are mailed or delivered, including the date of mailing or delivery. All absentee ballots must be postmarked and be in the Pawhuska Post Office prior to 8 a.m. on election day.

(b) It shall be the duty of the supervisor, upon receipt of an application, to mail or deliver to the applicant or his agent an envelope containing a ballot (after removing the detachable portion),

and an inner and outer envelope as described herein. This shall be done not more than 30 days before the election, except that the envelopes and ballots may be mailed to absentee voters residing outside the continental limits of the United States at any time after mailing of the election notice.

(c) If the absentee ballot and accompanying envelopes are to be mailed to the prospective voter, the written request must be submitted to the supervisor on or before 5 p.m. of the Wednesday preceding the election. The absentee ballot and accompanying envelopes may be delivered personally to the prospective voter or his agent any time prior to the opening of the poll.

(d) The absentee voter shall mark the ballot and seal it only in the inner envelope. The following shall be printed on the inner envelope:

ABSENTEE BALLOT

ELECTION OF OFFICERS OF THE OSAGE TRIBE
JUNE __, 19__

(e) The absentee voter shall enclose the inner envelope in the outer envelope and after sealing same shall execute the certificate imprinted thereon before two witnesses of legal age, which certificate shall be in the following form:

I will be unable to appear at the poll in Pawhuska, Oklahoma, on the ____ day of June 19__ and have enclosed my ballot for the election of officers of the Osage Tribe.[1]

(Voter's signature)

Two witnesses to voter's signature:

(Name) (Address)

(Name) (Address)

The outer envelope shall be preaddressed as follows:

Supervisor
Osage Election Board
Post Office Box ____
Pawhuska, Okla. 74056

§ 73.42 Absentee ballots.

The absentee ballots shall remain in the locked box in the post office, Pawhuska, Okla., until 8 a.m. on the day of election at which time the supervisor or assistant supervisor of the election board, accompanied by the Superintendent of the Osage Agency or his designated representatives, shall receive the locked box from the post office and shall personally transport the locked box to the polling site where it shall be delivered immediately to the supervisor or assistant supervisor of the election board. The supervisor or the assistant supervisor in the presence of at least two judges shall unlock the locked box containing the absentee ballots and shall then determine whether the person whose name is signed to the statement is a qualified voter of the Osage Tribe and check said voter off the poll list before opening the outer envelope. After it has been determined which of the absentee ballots have been cast by duly qualified voters, the supervisor in the presence of the election board shall cause the sealed inner envelopes in the valid ballots to be placed in the ballot box.

§ 73.43 Canvass of election returns.

(a) After the absentee ballots have been placed in the ballot box, the supervisor may direct that the counting of the ballots may commence. The supervisor in the presence of the election board shall remove the official ballot box holding all of the ballots cast up to that time at the poll and shall replace the ballot box thus removed with one of like size and dimensions adequately secured by padlock. The supervisor and not less than two judges shall remain continuously in the room until the ballots are finally counted. One or more judges shall act as official counters and two or more clerks shall record the value of each vote and shall comprise a vote tallying team. The vote shall be recorded on two tally sheets by each team of judges and clerks under the name of each candidate for whom the voter designated his choice. The count shall continue until all votes have been recorded. The duties of the remaining officials of the election board will be to assist in conducting the election. After the vote of each ballot is recorded, the ballot shall be pierced by needle and string and after the ballots have been so counted, the ends of the string shall be tied together. Prior to the closing of the poll at 8 p.m., the supervisor is authorized in the presence of the election board to take ballots from the remaining ballot box being used at the poll, following the same procedure set forth in this section for removing and replacing the original ballot box, at any time when in his opinion a sufficient number of ballots has been disposited to be counted. All ballots and mutilated ballots; registration lists of voters, both absentee and those appearing at the poll; all tally sheets; and all other election materials shall be placed in the ballot box which shall be locked. The supervisor shall then deliver the locked ballot box and keys to same to the Superintendent, Osage Agency, and the box shall be retained in a safe place until opened by order of the supervisor or election board in the event a contest is filed. If no contest is filed, the ballots shall be destroyed 180 days after the election. No information concerning voting or tallies shall be posted or made public information until after 8 p.m.

(b) Should any ballot be marked for more than one principal chief or assistant chief or for more than eight councilmen, only that section of the ballot wherein the error was made shall be declared void and the remaining section or sections shall be counted in the same manner as other ballots. Absentee ballots shall be declared void when items other than the ballot are enclosed in the inner envelope, the voter fails to sign the statement appearing on the outer envelope or fails to have his signature witnessed by two witnesses, and for failure to seal the inner envelope or enclose the inner envelope in the outer envelope. Votes cast for individuals whose names are not printed on the official ballot shall not be counted.

§ 73.44 Statement of supervisor.

Following the election a statement is to be prepared by the supervisor pertaining to the conduct of the election and certifying to the correct tabulation of the votes for each candidate. The statement shall also set forth the names of the elected candidates and the office to which each was elected. The statement shall be duly acknowledged before an officer qualified to administer oaths and delivered to the Superintendent of the Osage Agency.

§ 73.47 Contesting elections.

Any unsuccessful candidate may before noon on Monday next following the tribal election file with the supervisor a challenge to the correctness of the vote cast for the office for which he was a candidate, which challenge must be accompanied by a deposit of $500. The election board or the supervisor may order a recount and proceed with same as provided in this part. If the recount results in the contestant being elected, the deposit shall be refunded; otherwise, the deposit shall be used to defray all expenses of said recount and any balance not so used shall be returned to the contestant.

§ 73.51 [Deleted]

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

FEBRUARY 27, 1967.

[F.R. Doc. 67-2435; Filed, Mar. 3, 1967; 8:47 a.m.]

[1] Criminal penalties are provided by statute for knowingly filing false information in such statements (18 U.S.C. 1001).

FEDERAL AVIATION AGENCY

[14 CFR Part 61]

[Docket No. 7858; Notice 67-1A]

CERTIFICATION OF PILOTS

New Basic Pilot Certificates, Private and Commercial Pilot Training and Experience Requirements, and Instrument Ratings

On January 12, 1967, the Federal Aviation Agency published a notice of proposed rule making in the FEDERAL REGISTER (32 F.R. 329). Two of its objectives were to propose amending Part 61 of the Federal Aviation Regulations to establish a new, lower requirement pilot certificate to be known as a basic pilot certificate, and to increase the training and experience requirements for private and commercial pilot qualification.

The proposals made in the notice stated certain essential features of the airplanes in which the holder of the basic pilot certificate would be allowed to carry passengers (the 11th paragraph, appearing at 32 F.R. 330). The essential features were that the airplanes would not be "complex"; that is, they would have fixed landing gears, fixed propellers, and no

flaps—and have a power-off stalling speed not more than 60 miles per hour (53 knots).

Most airplanes in operation, and virtually all now in production, have flaps, including those with fixed landing gears and fixed propellers. Accordingly, the absence of flaps should not have been used as an essential feature of an airplane that the holder of a basic pilot certificate would be allowed to operate with passengers.

This supplemental notice therefore is issued to delete this reference to flaps in Notice 67–1, and to eliminate any confusion caused by an inadvertent use of that criterion. Also, "fixed propellers" are identified as those whose pitch can not be changed in flight. The closing date for receipt of comments on Notice 67–1 is April 13, 1967. All comments with respect to this supplement received on or before that date will be considered by the Administrator before taking action on the proposals contained in Notice 67–1, as supplemented by this notice.

In consideration of the foregoing, the third sentence of the eleventh paragraph of Notice 67–1 is changed to read as follows:

"* * * Accordingly, to equate the aircraft used with the functions to be performed, these proposals would allow the holder of the basic pilot certificate to carry passengers in airplanes that have fixed landing gears, fixed propellers (those whose pitch can not be changed in flight), and a power-off stalling speed not more than 60 miles per hour (53 knots) * * *."

This supplemental notice of proposed rule making is issued under the authority of sections 313(a), 601, and 602 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1422).

Issued in Washington, D.C., on March 2, 1967.

JAMES F. RUDOLPH,
Acting Director,
Flight Standards Service.

[F.R. Doc. 67-2504; Filed, Mar. 3, 1967; 8:50 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 66-SW-54]

FEDERAL AIRWAYS

Proposed Alterations

VOR Federal airway No. 68 is designated in part from Corpus Christi, Tex., via Harlingen, Tex., to McAllen, Tex. VOR Federal airway No. 163 is designated from Brownsville, Tex., via INT Brownsville 347° and Corpus Christi 191° True radials to Corpus Christi, including a W alternate from Brownsville to INT Brownsville 347° and Corpus Christi 191° True radials via Harlingen, Tex.

The Federal Aviation Agency is considering amendments to Part 71 of the Federal Aviation Regulations that would redesignate V-68 from Corpus Christi via INT Corpus Christi 178° T (169° M) and McAllen 039° T (030° M) radials to McAllen including an E alternate from INT Corpus Christi 178° and McAllen 039° True radials to McAllen via Harlingen. The airspace above 14,000 feet MSL would be excluded between INT Corpus Christi 178° and McAllen 039° True radials and McAllen. V-163 would be realigned from Brownsville direct to Corpus Christi, including a W alternate from Brownsville to INT Harlingen 023° T (014° M) and Corpus Christi 178° T (169° M) via Harlingen.

These actions would reduce the airway mileage between Brownsville and Corpus Christi and between McAllen and Corpus Christi. The ceiling on the segment of V-68 would segregate en route traffic from military training activities conducted above 14,000 feet MSL. The designated 1,200 feet AGL floors would be retained for these airway segments.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Southwest Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, Post Office Box 1689, Fort Worth, Tex. 76101. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the amendments. The proposals contained in this notice may be changed in the light of comments received.

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on February 24, 1967.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[F.R. Doc. 67-2419; Filed, Mar. 3, 1967; 8:45 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 67-CE-4]

FEDERAL AIRWAYS

Proposed Alteration

V-4 and V-210 are designated in part from Kansas City, Mo., to Hallsville, Mo., via the Marshall, Mo., VOR. V-424 is designated from Blue Springs, Mo., to Macon, Mo., via the Marshall VOR. V-12 is designated in part from Blue Springs to Maryland Heights, Mo., via the Blackwater, Mo., and Readsville, Mo., VOR's, including a south alternate from Readsville to Maryland Heights. The Federal Aviation Agency is considering the realignment of these airways by deleting reference to the Marshall, Blackwater, and Readsville VOR's, as these facilities are being considered for decommissioning in accordance with non rule-making procedures and published under separate cover.

If the airway actions are taken the airways would be redescribed as follows:

1. V-4 and V-210 would be redesignated from Kansas City direct to Hallsville.

2. V-424 would be redesignated from Blue Springs via the INT of Blue Springs 077° T (070° M) and Macon 236° T (230° M) radials to Macon.

3. V-12 would be redesignated from Blue Springs via Columbia, Mo., to Maryland Heights. The south alternate airway would be revoked.

Concurrently with the above actions, it is proposed to revoke the Readsville VOR as a designated low altitude reporting point and designate the Columbia VOR as a reporting point. The 1,200-foot AGL airway floors would remain as designated.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Building, Federal Aviation Agency, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

These amendments are made in accordance with section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on February 24, 1967.

H. B. HELSTROM,
Chief, Airspace and Air
Traffic Rules Division.

[F.R. Doc. 67-2420; Filed, Mar. 3, 1967; 8:45 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 66-WE-57]

FEDERAL AIRWAYS

Proposed Alteration

The Federal Aviation Agency is considering amendments to Part 71 of the Federal Aviation Regulations that would raise the floors on segments of Federal airways in the Salt Lake City, Utah, Air Route Traffic Control Center Area.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, Post Office Box 90007, Airport Station, Los Angeles, Calif. 90009. All communications received within 45 days

after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The Federal Aviation Agency proposes to redesignate the floors of the pertinent airway segments as hereinafter set forth.

Section 71.123 (31 F.R. 15531, 32 F.R. 2009) is amended as follows:

1. V-6 From Lovelock, Nev., 1,200 feet AGL Battle Mountain, Nev., including a 1,200 feet AGL N alternate; 1,200 feet AGL INT Battle Mountain 062° and Wells, Nev., 256° radials; 1,200 feet AGL Wells; 5 miles, 1,200 feet AGL, 40 miles, 9,800 feet MSL, 8,500 feet MSL Lucin, Utah; 43 miles, 8,500 feet MSL, 1,200 feet AGL Ogden, Utah; 11 miles, 1,200 feet AGL, 50 miles, 10,500 feet MSL, 1,200 feet AGL Fort Bridger, Wyo.

2. V-21 From Milford, Utah, 1,200 feet AGL Delta, Utah; 1,200 feet AGL Provo, Utah; 1,200 feet AGL Salt Lake City, Utah; 1,200 feet AGL Ogden, Utah; 1,200 feet AGL Malad City, Idaho.

3. V-32 From Battle Mountain, Nev., 1,200 feet AGL Elko, Nev.; 1,200 feet AGL Bonneville, Utah, including a 1,200 feet AGL N alternate via Wells, Nev.; 37 miles, 8,500 feet MSL, 1,200 feet AGL Salt Lake City, Utah; 17 miles, 1,200 feet AGL, 45 miles, 10,500 feet MSL, 1,200 feet AGL Fort Bridger, Wyo.

4. V-101 From Ogden, Utah, 54 miles, 1,200 feet AGL, 33 miles, 10,900 feet MSL, 1,200 feet AGL Burley, Idaho.

5. V-200 From Provo, Utah, 10 miles, 1,200 feet AGL, 35 miles, 12,500 feet MSL, 1,200 feet AGL Myton, Utah.

6. V-235 From Provo, Utah, 10 miles, 1,200 feet AGL, 15 miles, 13,500 feet MSL, 46 miles, 12,500 feet MSL, 1,200 feet AGL Fort Bridger, Wyo.

7. V-236 From INT Bonneville, Utah, 084° and Ogden, Utah 235° radials, 1,200 feet AGL Ogden.

8. V-253 From Provo, Utah, 1,200 feet, AGL INT Provo 325° and Salt Lake City, Utah, 265° radials; 24 miles, 1,200 feet AGL, 8,500 feet MSL Bonneville; 5 miles, 8,500 feet MSL, 9,000 feet MSL Lucin, Utah; 14 miles, 9,000 feet MSL, 19 miles, 10,500 feet MSL, 1,200 feet AGL Twin Falls, Idaho.

9. V-257 From Bryce Canyon, Utah, 1,200 feet AGL INT Bryce Canyon 338° and Delta, Utah, 186° radials, 1,200 feet AGL Delta; 39 miles, 1,200 feet AGL, 10,500 feet MSL INT Delta 004° and Malad City, Idaho, 179° radials; 20 miles, 11,800 feet MSL, 1,200 feet AGL Malad City.

10. V-269 From Wells, Nev., 1,200 feet AGL Twin Falls, Idaho.

11. V-288 From Lucin, Utah, 50 miles, 8,500 feet MSL, 1,200 feet AGL INT Lucin 080° and Fort Bridger, Wyo., 278° radials; 17 miles, 1,200 feet AGL, 50 miles, 10,500 feet MSL, 1,200 feet AGL Fort Bridger.

12. V-484 From Salt Lake City, Utah, 25 miles, 1,200 feet AGL, 31 miles, 12,500 feet MSL, 1,200 feet AGL Myton, Utah.

Floors of 1,200 feet above the surface were applied to those segments where the floor is required for climb from the surface to minimum en route altitude for aeronautical chart legibility or for compatibility with existing airspace for which a 1,200 feet AGL floor has been designated. Where a floor has been specified for an airway segment within a transition area and the floor is higher than the floor of the transition area, there will be no loss of controlled airspace within the transition area below the airway floor. No cardinal altitudes will be lost by the actions proposed herein. In those instances where the floor of the airway would be above the minimum obstruction clearance altitude (MOCA), the MOCA is not used operationally for air traffic control service. V-494 is not considered herein as it is being considered for revocation in Airspace Docket No. 66-WE-59.

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on February 24, 1967.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 67-2421; Filed, Mar. 3, 1967; 8:46 a.m.]

[14 CFR Part 73]

[Airspace Docket No. 67-WE-6]

RESTRICTED AREA

Proposed Alteration

The Federal Aviation Agency is considering an amendment to Part 73 of the Federal Aviation Regulations that would extend the time of designation of the Sailor Creek, Idaho, Restricted Area R-3202.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, Post Office Box 90007, Airport Station, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The Department of the Air Force (AF) has requested a change in the time of designation of the Sailor Creek, Idaho, Restricted Area R-3202 from "sunset to 4 hours thereafter, Monday through Friday" to "sunset to 8 eight hours thereafter, Monday through Friday."

The AF states the extended time of use is required to accommodate increased activity generated by the activation of the 10th Replacement Training Unit and the need to provide vital photoflash cartridge training to Southeast Asia replacement crews. This would be in addition to the reconnaissance curriculum for continuation of training for combat ready aircrews.

If this proposed action is taken the time of designation of the Sailor Creek, Idaho, Restricted Area R-3202 would be changed from "sunset to 4 hours thereafter, Monday through Friday" to "sunset to 8 hours thereafter, Monday through Friday."

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on February 24, 1967.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 67-2422; Filed, Mar. 3, 1967; 8:46 a.m.]

[14 CFR Part 73]

[Airspace Docket No. 67-EA-5]

RESTRICTED AREA

Proposed Alteration

The Federal Aviation Agency is considering amendments to Part 73 of the Federal Aviation Regulations that would alter Restricted Areas R-6611, R-6612, and R-6613 at Dahlgren, Va.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Eastern Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The U.S. Navy has requested the Federal Aviation Agency to extend the time of designation of the restricted areas at the Dahlgren Complex, Va. It is therefore proposed to alter the time of designation for R-6611, R-6612, and R-6613 from Monday through Friday to Monday through Saturday. The Navy has stated that the workload at the Dahlgren Complex involving research, development,

test, and evaluation of ammunition, warheads, and missiles has increased steadily due to increased weapons requirements in Southeast Asia. They state these increased requirements necessitate use of the complex on Saturday.

If this proposal is adopted the texts relating to the times of designation for Restricted Areas R–6611, R–6612, and R–6613 Dahlgren Complex, Va., would read:

Time of designation: 0800 to 1700 e.s.t., Monday through Saturday 1 September through 31 May; 0700 to 1600 e.s.t., Monday through Saturday 1 June through 31 August.

These amendments are proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C. on February 28, 1967.

T. McCORMACK,
Acting Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 67-2459; Filed, Mar. 3, 1967; 8:49 a.m.]

CIVIL AERONAUTICS BOARD

[14 CFR Part 296a]

[Docket No. 18126]

CLASSIFICATION AND EXEMPTION OF HOUSEHOLD GOODS AIR FORWARDERS

Supplemental Notice of Proposed Rule Making

FEBRUARY 28, 1967.

The Board in 32 F.R. 992 and by circulation of EDR–110, dated January 23, 1967, as supplemented by EDR–110A, dated February 10, 1967 (32 F.R. 2955), gave notice that it had under consideration a new Part 296a which would provide for the classification and exemption of household goods air forwarders. Interested persons were invited to participate in the rule making proceedings by submission of ten (10) copies of written data, views, or arguments to the Docket Section of the Board on or before March 13, 1967.

The National Furniture Warehousemen's Association, which states that its membership exceeds 1,000 household goods carriers and warehousemen, requests that time for comment be extended until 1 month after the scheduled meeting of the Association Board of Directors on March 9, 1967.

The undersigned finds that good cause has been shown for such an extension of time. Accordingly, pursuant to authority delegated in section 7.3C of Public Notice PN–15, dated July 3, 1961, the undersigned hereby extends the time for submitting comments to April 10, 1967.

All relevant communications received on or before April 10, 1967, will be considered by the Board before taking action on the proposed rule. Copies of these communications will be available for examination in the Docket Section, Room 710 Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., upon receipt thereof.

(Sec. 204(a), Federal Aviation Act of 1958, as amended, 72 Stat. 743; 49 U.S.C. 1324)

By the Civil Aeronautics Board.

[SEAL] ARTHUR R. SCHOR,
Acting Associate General Counsel, Rules and Rates Division.

[F.R. Doc. 67-2455; Filed, Mar. 3, 1967; 8:49 a.m.]

Notices

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

MONSANTO CO.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 7B2148) has been filed by Monsanto Co., 800 North Lindbergh Boulevard, St. Louis, Mo. 63166, proposing that § 121.2511 *Plasticizers in polymeric substances* be amended by substituting a 17-percent maximum limit of addition of butyl benzyl phthalate plasticizer in place of the extractives limitations presently prescribed under limitation number 3 for that plasticizer in the table in paragraph (b). It is also proposed that § 121.2526 *Components of paper and paperboard in contact with aqueous and fatty foods* be amended by deleting the item butyl benzyl phthalate from the list in paragraph (b)(2) and by adding it instead to the list of substances in paragraph (a)(5) to exempt it from compliance with the extractives limitations prescribed in that section.

Dated: February 27, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-2452; Filed, Mar. 3, 1967; 8:48 a.m.]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

ACTING ASSISTANT REGIONAL ADMINISTRATOR FOR PROGRAM COORDINATION AND SERVICES; REGION VI (SAN FRANCISCO)

Designation

The officer appointed to the position of Deputy Regional Administrator, Region VI (San Francisco), is hereby designated to serve as Acting Assistant Regional Administrator for Program Coordination and Services, Region VI (San Francisco), during the present vacancy in the position of Assistant Regional Administrator for Program Coordination and Services, Region VI, with all the powers, functions and duties redelegated or assigned to the Assistant Regional Administrator for Program Coordination and Services.

(Secretary's delegation effective Nov. 16, 1966)

Effective date. This designation shall be effective as of November 19, 1966.

DWIGHT A. INK,
Assistant Secretary for Administration.

[F.R. Doc. 67-2439; Filed, Mar. 3, 1967; 8:47 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-133]

PACIFIC GAS & ELECTRIC CO.

Notice of Issuance of Order Extending Expiration Date of Provisional Operating License

Please take notice that the Atomic Energy Commission has issued an order extending to February 28, 1968, the expiration date specified in Provisional Operating License No. DPR-7 issued to the Pacific Gas & Electric Co. authorizing steady state operation at thermal power levels up to 240 megawatts of the Humboldt Bay Unit No. 3 nuclear reactor located at its site in Humboldt County, Calif.

Copies of the Commission's order and the application dated February 1, 1967, filed by the Pacific Gas & Electric Co., are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 27th day of February 1967.

For the Atomic Energy Commission.

PETER A. MORRIS,
Director, Division of Reactor Licensing.

[F. R. Doc. 67-2444; Filed, Mar. 3, 1967; 8:48 a.m.]

FEDERAL RESERVE SYSTEM

HUNTINGTON BANCSHARES, INC.

Notice of Application for Approval of Acquisition of Shares of Bank

Notice is hereby given that application has been made to the Board of Governors of the Federal Reserve System, pursuant to section 3(a)(1) of the Bank Holding Company Act of 1956, as amended by Public Law 89-485, by Huntington Bancshares, Inc., Columbus, Ohio, for prior approval of the Board of action whereby Applicant would become a bank holding company through the acquisition of 51 percent or more of the voting shares of The Washington Savings Bank, Washington Court House, Ohio.

Section 3(c) of the Act, as amended, provides that the Board shall not approve (1) any acquisition or merger or consolidation under this section which would result in a monopoly, or which would be in furtherance of any combination or conspiracy to monopolize or to attempt to monopolize the business of banking in any part of the United States, or (2) any other proposed acquisition or merger or consolidation under this section whose effect in any section of the country may be substantially to lessen competition, or to tend to create a monopoly, or which in any other manner would be in restraint of trade, unless it finds that the anticompetitive effects of the proposed transaction are clearly outweighed in the public interest by the probable effect of the transaction in meeting the convenience and needs of the community to be served.

Section 3(c) further provides that in every case, the Board shall take into consideration the financial and managerial resources and future prospects of the company or companies and the banks concerned, and the convenience and needs of the community to be served.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551.

Dated at Washington, D.C., this 27th day of February 1967.

By order of the Board of Governors.

[SEAL] MERRITT SHERMAN,
Secretary.

[F.R. Doc. 67-2445; Filed, Mar. 3, 1967; 8:48 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 16928, etc.; FCC 67-233]

CALIFORNIA WATER & TELEPHONE CO. ET AL.

Memorandum Opinion and Order Amending Order Instituting Investigation

In the matter of California Water & Telephone Co., Docket No. 16928; Tariff FCC No. 1 and Tariff FCC No. 2 applicable to channel service for use by community antenna television systems; in the matter of The Associated Bell System Cos., Docket No. 16943; tariffs for channel service for use by community antenna television systems; in the matter of The General Telephone System, and United Utilities, Inc., Cos., Docket No. 17098; tariffs for channel service for use by community antenna television systems.

The Commission has under consideration its order of October 20, 1966, in the above-captioned Docket No. 16943, 5 FCC 2d 357, whereby the Commission instituted an investigation into the lawfulness of tariffs of the Bell System companies which offer channel services to Community Antenna Television operators (CATVs).

2. Among the issues specified for determination in that proceeding is whether the Bell System Cos. have complied with section 214 of the Act. This issue reads as follows:

Whether the requirements of section 214 of the Act and Part 63 of our rules implementing that section have been met as to the facilities used to offer channel service under the aforesaid tariffs and, if not, what action, if any, the Commission should take with respect thereto (par. 7(4)).

3. The background for the inclusion of the above-stated issue is an exchange of correspondence between the Commission and American Telephone & Telegraph Co. (A.T. & T.) in September and October of 1966. On September 29, 1966, the Commission addressed a letter to A. T. & T. stating that the map shown in Tariff FCC No. 119 of the Pacific Telephone & Telegraph Co. offering channel service in the Altadena area of the county of Los Angeles, Calif., indicated that the distribution facilities used to provide that service offering consisted of more than 10 miles of local branch or terminal lines and that this raised the question of whether a certificate or authorization was required therefor under section 214(a) of the Act. Accordingly, A.T. & T. was requested in our letter to state its position with respect to the aforestated question. On October 19, 1966, A. T. & T. submitted its reply to our letter and stated that the map showed that "the facilities in Altadena are situated wholly within the State of California and the cable facilities do not provide for a communications service to points more than 10 miles distant." A.T. & T. concluded in its reply that "Therefore, it would appear that no certificate or authorization for such facilities is required under section 214(a) of the Communications Act."

4. Based upon the foregoing correspondence it appeared that the AT&T position was that, no matter how many miles of lines or channels may be constructed or operated by the Bell System Cos. to provide CATV local distribution channels, a certificate or authorization under section 214 would not be required so long as the facilities are located wholly within a State and "do not provide for a communications service to points more than ten miles distant." No decisional or other authority was cited by AT&T to support its position. While it is true that section 214(a) of the Act exempts from the requirements thereof any "local, branch, or terminal lines not exceeding ten miles in length", the Commission was not satisfied that this statutory language could properly be construed so as to support the AT&T position as we understand it to be in that the exempting language in the statute speaks in terms of length of lines and not in terms of distances between service points. For the foregoing reasons, we included the section 214 issue among the others to be considered in the investigation.

5. We believe that it is undesirable to delay resolution of the question of the correctness of the Bell System's position on the section 214 issue until after completion of the evidentiary hearing record on the other issues that are to be considered in the consolidated proceedings herein. We are concerned that, if we should ultimately find that the Bell System's position is not justified, there may have occurred substantial construction and expansion of Bell System CATV channel facilities contrary to the provisions of section 214 of the Act during the period of time reasonably necessary to complete our investigation of the other issues in the consolidated proceedings.

6. For the foregoing reasons, we shall order the presiding officer to take evidence promptly on the aforesaid section 214 issue and to certify that part of the record to the Commission for final decision by the Commission on proposed findings, conclusions and briefs, and opportunity for oral argument before the Commission en banc. We find that due and timely execution of our functions imperatively and unavoidably requires this procedure, if we are to discharge fully our responsibilities under the Communications Act of 1934, as amended.

7. Therefore, in view of the foregoing: *It is ordered*, That the order of October 20, 1966, in Docket 16943 (5 F.C.C. 2d 357) be amended to provide:

(1) That the presiding officer shall proceed, at the earliest practicable date, to take evidence on the section 214 issue set forth in paragraph 7(4) of that order;

(2) That upon completion of the receipt of evidence on the aforesaid issue, the presiding officer, without the preparation of any recommended decision, shall certify the record to the Commission for decision on such issue;

(3) That the respondents and parties in Docket 16943 shall, and the respondents and parties in Dockets 16928 and 17098 may file proposed findings of fact and conclusions, briefs and memoranda of law, within 15 days following the certification of the record to the Commission;

(4) That prior to the preparation and issuance of a decision, the Commission, by appropriate order, will afford respondents and parties opportunity to present oral argument before the Commission, en banc, pursuant to an appropriate order.

Adopted: February 28, 1967.

Released: March 1, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 67-2460; Filed, Mar. 3, 1967; 8:49 a.m.]

[Docket Nos. 17131-17136; FCC 67M-267]

GENERAL ELECTRIC CABLEVISION CORP. ET AL.

Order Scheduling Hearing

In re petitions by General Electric Cablevision Corp., Van Buren, N.Y., Docket No. 17131, File No. CATV 100-65; General Electric Cablevision Corp., Solvay, N.Y., Docket No. 17132, File No. CATV 100-137; Newchannels Corp., East Syracuse, N.Y., Docket No. 17133, File No. CATV 100-112; Newchannels Corp., Camillus, N.Y., Docket No. 17134, File No. CATV 100-124; for authority pursuant to § 74.1107 of the rules to operate CATV systems in the Syracuse television market; in re applications of Eastern Microwave, Inc., Van Buren, N.Y., Docket No. 17135, File No. 4704-C1-P-66; Eastern Microwave, Inc., Camillus, N.Y., Docket No. 17136, File No. 4879-C1-P-66; for construction permits for new point-to-point microwave radio stations.

It is ordered, This 15th day of February 1967, that Chester F. Naumowicz, Jr., shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on April 26, 1967, at 10 a.m.; and that a prehearing conference shall be held on March 15, 1967, commencing at 9 a.m.: *And, it is further ordered*, That all proceedings shall be held in the offices of the Commission, Washington, D.C.

Released: February 28, 1967.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 67-2462; Filed, Mar. 3, 1967; 8:49 a.m.]

[1] Commissioner Bartley abstaining from voting and Commissioner Wadsworth absent.

[Change List No. 222]

CANADIAN BROADCAST STATIONS

List of Changes, Proposed Changes, and Corrections

FEBRUARY 17, 1967.

List of changes, proposed changes, and corrections in assignment of Canadian Broadcast Stations modifying appendix containing assignments of Canadian Stations (Mimeograph No. 47214) attached to the recommendation of the North American Regional Broadcasting Agreement Engineering Meeting.

Call letters	Location	Power kw	Antenna	Schedule	Class	Expected date of commencement of operation
		730 kc/s				
CHIR (assignment of call letters).	Leamington, Ontario	0.25 kw	DA-N	Night	II	
		1590 kc/s				
New (delete assignment).	Oshawa, Ontario	5 kwD/1 kwN	DA-1	U	III	
		1590 kc/s				
New	Ajax, Ontario	10 kw	DA-1	U	III	E.I.O. 2-15-68.
		1480 kc/s				
CJVR (now in operation).	Melfort, Saskatchewan	10 kw	DA-N	U	IV	

[SEAL]

FEDERAL COMMUNICATIONS COMMISSION,
BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-2461; Filed, Mar. 3, 1967; 8:49 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[812-2042]

AMK CORP.

Notice of Application for Order Extending Period of Exemption

FEBRUARY 28, 1967.

Notice is hereby given that AMK Corp. ("AMK"), 122 East 42d Street, New York, N.Y. 10017, a Delaware corporation, has filed an application pursuant to section 3(b)(2) of the Investment Company Act of 1940 ("Act") for an order of the Commission extending the period during which AMK is exempt from all provisions of the Act applicable to investment companies for an additional 60 days after January 29, 1967. All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

On November 30, 1966, AMK filed an application under section 3(b)(2) of the Act for an order declaring it to be primarily engaged in a business or businesses other than that of investing, reinvesting, owning, holding, or trading in securities either directly or (a) through majority owned subsidiaries or (b) through controlled companies conducting similar types of businesses.

AMK states that since the filing of its application on November 30, 1966, it has filed certain additional materials including financial data with the Commission in order to present a more complete and meaningful statement.

Section 3(b)(2) of the Act provides that the filing of an application by an issuer other than a registered investment company shall exempt an applicant for a period of 60 days from all provisions of the Act applicable to investment companies as such. Section 3(b)(2) of the Act also provides that for cause shown, the Commission by order may extend the period of exemption for an additional period or periods.

Notice is further given that any interested person may, not later than March 14, 1967, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon AMK at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 67-2447; Filed, Mar. 3, 1967; 8:48 a.m.]

[812-1367]

CHRISTIANA SECURITIES CO.

Notice of Filing of Amendment to Application for Exemption

FEBRUARY 28, 1967.

Notice is hereby given that Christiana Securities Co. ("Applicant"), DuPont Building, Wilmington, Del., a closed-end, nondiversified investment company registered under the Investment Company Act of 1940 ("Act"), has filed an amended application pursuant to sections 6(c) and 17(b) of the Act for an order, supplementary to the Commission's memorandum opinion and order of January 13, 1961 (40 S.E.C. 469), granting an exemption from section 17(a) of the Act in connection with a proposed offer by Applicant to exchange, for shares of its common stock, the 600,000 shares of common stock of Hercules Inc. ("Hercules"), formerly Hercules Powder Co., which Applicant owns. The exemption is requested to permit the participation in such exchange offer of common stockholders of Applicant who are affiliated persons of Applicant or affiliated persons of an affiliated person of Applicant. Such persons include Wilmington Trust Co., E. I. du Pont de Nemours & Co. ("DuPont"), The News-Journal Co., Longwood Foundation, and the trustees, officers, directors, and employees of the foregoing and of Applicant. Section 17(a) makes it unlawful for an affiliated person of a registered investment company, or an affiliated person of such affiliated person, to sell to or buy from such company any security or other property, with certain exceptions, unless the Commission finds upon application that the terms of the proposed transaction are reasonable and fair and do not involve overreaching and that the proposed transaction is consistent with the policy of the company and the purposes of the Act. Section 6(c) of the Act provides that the Commission may conditionally or unconditionally exempt any person, security or transaction from any provision of the Act or of any rule or regulation thereunder, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act. All interested persons are referred to the amendment to the application filed with the Commission for a statement of Applicant's representations, which are summarized below.

The 600,000 shares (adjusted for a 2-for-1 split in 1962) of Hercules common stock proposed to be offered were formerly owned by Delaware Realty & Investment Co. ("Delaware Realty") and were acquired by Applicant upon the merger into it of Delaware Realty. Applicant also owns approximately 29 percent and 1 percent, respectively, of the outstanding common stock and preferred stock, $4.50 series, of DuPont. In order to avoid any question under the antitrust laws, Applicant informed the Department of Justice at the time of the merger that it would not retain such shares of Hercules common stock.

A registration statement under the Securities Act of 1933 with respect to the proposed offering of Hercules common stock was filed with the Commission on February 23, 1967. As soon as practicable after the registration statement

has become effective, Applicant proposes to offer to exchange up to 600,000 shares of Hercules common stock for shares of Applicant's common stock in the ratio of 3⅘ shares of Hercules common stock for each share of Applicant's common stock. The exchange offer will be made only to owners of Applicant's common stock on February 22, 1967, and only with respect to shares of Applicant's common stock owned by them at that time.

Based on market prices and Applicant's financial position at February 21, 1967, the exchange ratio is such that the market value of the shares of Hercules common stock exchanged for a share of Applicant's common stock would be approximately equivalent to the net asset value of the share of Applicant's common stock surrendered in the exchange and about 116 percent of the market value of such share of Applicant's common stock.

The closing price of Hercules common stock on the New York Stock Exchange on February 21, 1967 was $47⅝, or $180.98 for 3⅘ shares. The net asset value of each share of Applicant's common stock was $178.43, computed by valuing investment securities on the basis of quoted market prices per share on February 21, 1967 (except for shares of News-Journal, for which there is no quoted market, which were valued by Applicant's board of directors at an amount considered to represent the fair value) and deducting from net assets the aggregate liquidation price ($100 per share) of the preferred stock, but with no reduction for any capital gains tax which would be payable if the unrealized appreciation of Applicant's investments were realized. In this connection, Applicant states that it does not intend to dispose of its investment securities except the stock of Hercules.

The market price of Applicant's common stock is, and for many years has been, lower than the net asset value per share. On February 21, 1967, the market price of Applicant's common stock was $156½, based on the mean between the highest bid and lowest asked price for such stock in the over-the-counter market.

Based on market prices and Applicant's financial position at February 21, 1967, stockholders who do not accept the exchange offer or who accept it only in part would continue to have about the same net asset value applicable to each share of Applicant's common stock they hold.

It is now contemplated that the exchange offer will expire on April 7, 1967. Total expenses to be incurred by Applicant in connection with the exchange offer are not expected to exceed $185,000.

Notice is further given that any interested person may, not later than March 14, 1967, at 5:30 p.m. submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address set forth above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations under the Act, an order disposing of the matter may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon this matter shall be issued upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-2448; Filed, Mar. 3, 1967; 8:48 a.m.]

RAND DEVELOPMENT CORP.

Order Suspending Trading

FEBRUARY 28, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 5 cents par value, of Rand Development Corp., Cleveland, Ohio, and the Class B Common Stock, 5 cents par value, being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period March 1, 1967, through March 10, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-2449; Filed, Mar. 3, 1967; 8:48 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

MARCH 1, 1967.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 40917—*Grain and soybeans to Louisiana points.* Filed by Southwestern Freight Bureau, agent (No. B-8964), for interested rail carriers. Rates on grain and soybeans, in carloads, as described in the application, from points in southwestern and western trunkline territories, to specified points in Louisiana.

Grounds for relief—Rate relationship and market competition.

Tariffs—Supplement 13 to Southwestern Freight Bureau, agent, tariff ICC 4618, and other schedules named in the application.

FSA No. 40918—*Chlorine from Midland, Mich.* Filed by Traffic Executive Association-Eastern Railroads, agent (E.R. No. 2880), for inteersted rail carriers. Rates on chlorine, in tank carloads, from Midland, Mich., to Choctaw City, Cromwell, Jachin, Naheola, Pennington, and Rob John, Ala.

Grounds for relief—Market competition.

Tariff—Supplement 10 to Traffic Executive Association-Eastern Railroads, agent, tariff ICC C-611.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-2453; Filed, Mar. 3, 1967; 8:48 a.m.]

[Notice 1485]

MOTOR CARRIER TRANSFER PROCEEDINGS

MARCH 1, 1967.

Application filed for temporary authority under section 210a(b) in connection with transfer application under section 212(b) and Transfer Rules, 49 CFR Part 179.

No. MC-FC-69497. By application filed February 27, 1967, ZANETTI BUS & FAST EXPRESS, INC., c/o Pete Zanetti, 1000 Clark Street, Rock Springs, Wyo. 82901, seeks temporary authority to lease the operating rights of TETON FREIGHT LINES, INC., c/o Frank Andrews, Secretary, Teton Freight Lines, Inc., 611 East Main Street, Riverton, Wyo. 82501, under section 210a(b). The transfer to ZANETTI BUS & FAST EXPRESS, INC., of the operating rights of TETON FREIGHT LINES, INC., is presently pending.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-2454; Filed, Mar. 3, 1967; 8:49 a.m.]

[Investigation and Suspension Docket Nos. M-21134, 8348]

HOUSEHOLD GOODS, UNITED STATES, CANADA, MEXICO

Freight Forwarder Shipment Charges

Present: Laurence K. Walrath, Commissioner, to whom the matters which are the subject of this order have been assigned for action thereon.

It appearing, that by orders of the Commission dated December 29, 1966, and January 24, 1967, in the above-entitled proceedings, respectively, investigations were instituted into and concerning the lawfulness of the rates,

charges, and regulations contained in schedules described in said orders;

It further appearing, that under sections 216(g) and 406(e) of the Interstate Commerce Act respondents have the burden of proof to show that the proposed changed rates, charges, and regulations are just and reasonable;

And it further appearing, that in order that consideration be given to all factors which may bear upon a proper determination of the issues, including the question whether the resulting revenues would be just and reasonable, it is deemed appropriate in the public interest and pursuant to sections 216(i) and 406(d) of the act that the information specified below be included in the record to be developed in these proceedings;

And good cause appearing therefor:

It is ordered, That respondents be, and they are hereby, notified and required to submit information and supporting data which shall include, among other things, actual cost and revenue data (including anticipated revenue to show the effect of the proposed increase or decrease) and operating ratios specifically related to the traffic and territories involved, overall operating ratios, detailed data to establish the representative nature of the carriers used, and detailed data to disclose carrier-affiliate financial and operating relationships and transactions as generally indicated by the admonitions in General Increase—Middle Atlantic and New England Territories, 319 I.C.C. 168, and in General Increases—Transcontinental, 319 I.C.C. 792, and in addition, all pertinent evidence and supporting data for the individual representative carriers as they relate to their overall operations and specifically to the traffic and territories involved.

It is further ordered, That the Commission will take official notice of all the respondent carriers' financial statements on file with the Commission.

It is further ordered, That the detailed data required to be submitted by respondents regarding carrier-affiliate financial and operating relationships and transactions shall include, with respect to any and all individuals, partnerships, and corporations affiliated with respondents, the following information:

1. Name of each affiliate from which respondent, during the year 1966, acquired, leased or purchased lands, buildings, equipment, materials, supplies, parts, tires, tubes, gasoline, oil, or other property or services used by respondent in its operations as a motor common carrier or a freight forwarder.

2. Kinds of property or service which each affiliate supplies to respondent.

3. Basis of charges for property or services supplied by affiliate to respondent, including the base and rate for rental charges.

4. Total charges by each affiliate to respondent during the year 1966 for:

a. Lease of vehicles.
b. Lease of terminals.
c. Lease of other property.
d. Pickup and delivery of shipments.
e. Repair and servicing of vehicles.
f. Management, accounting, financial, legal, purchasing, or traffic solicitation services.
g. Property sold by affiliate to respondent.

5. If the affiliate derives revenue from the sale or lease of property or from services through transactions with persons other than respondent, indicate the percentage of the revenue of such business to the total revenue of the affiliate in the year 1966.

6. The detailed data regarding carrier-affiliate financial and operating relationships and transactions are required of all the freight forwarder respondents and the Classes I and II motor carrier respondents participating in the tariffs under investigation when such transactions individually or in the aggregate amount to $2,500 or more during the year 1966.

7. A copy of the income statements for each affiliate for the year 1966 and the latest period of 1967 for which an income statement is available where the carrier-affiliate financial or operating transactions fall within the provisions of paragraph 6 above.

8. A statement listing the amounts of wages, salaries, bonuses, and other compensation paid by the affiliate in 1966 to any individual who is also a respondent or an officer, director or substantial stockholder of a respondent; or the wife or close relative of a respondent or officer, director or substantial stockholder of a respondent.

9. The term "affiliate" as used in this order means:

a. Any individual who is also a respondent; an officer, director, or substantial stockholder of a respondent; or the wife or close relative either of a respondent, or of an officer, director, or substantial stockholder of a respondent.

b. Any partnership in which one of the partners is a respondent; an officer, director, or substantial stockholder of a respondent; or the wife or close relative either of a respondent or of an officer, director, or substantial stockholder of a respondent.

c. Any corporation whose stock is wholly or partly owned by a respondent; by an officer, director, or substantial stockholder of a respondent; or by the wife or close relative either of a respondent or of an officer, director, or substantial stockholder of a respondent.

d. Any corporation which exercises control over the operations or finances of respondent.

It is further ordered, That the traffic studies to be submitted shall be based upon actual operations conducted during identical periods of time for each carrier, and the actual cost studies shall be based upon the operations of the same carriers as used in the traffic studies; and that the periods of time selected for, as well as the motor carriers or freight forwarders used in, such cost and traffic studies shall be shown to be representative and their selection statistically sound;

It is further ordered, That all of the required data specified in this order shall be based upon and reflect at least the most recent annual reporting period;

It is further ordered, That the detailed information called for by this order shall be in writing and shall be verified by a person or persons having knowledge thereof; that such verified material shall be served on all parties of record on or before April 3, 1967, and at the same time, respondents shall mail two copies to this Commission and one copy to the Hearing Examiner hereinafter named, together with certificates of service in accordance with § 1.22(a) of the general rules of practice; and that an executed original shall be tendered at the hearing.

It is further ordered, That all underlying data used in the preparation of respondents' detailed and verified material shall be made available in the office of the party serving such verified matter during usual office hours for inspection by any party of record desiring to do so; and that the underlying data shall be made available also at the hearing, but only if and to the extent specifically requested in writing and required by any party for the purpose of cross-examination.

It is further ordered, That anyone desiring to become a party of record to receive copies of the verified material of respondents to be filed in accordance with the procedure set forth above, must notify the Commission, in writing, on or before March 6, 1967. As soon as practicable after such date, a service list of all parties of record will be prepared and served by the Commission. Otherwise, any interested person desiring to participate in the proceeding may make his appearance at the hearing.

It is further ordered, That these proceedings be, and they are hereby, referred to Hearing Examiner Richard S. Ries for hearing on a common record commencing April 18, 1967, at 9:30 a.m. U.S. standard time at the offices of the Interstate Commerce Commission, Washington, D.C.

It is further ordered, That a copy of this order be delivered to the Director, Division of Federal Register, for publication in the FEDERAL REGISTER as notice to all interested persons.

And it is further ordered, That, to avoid future unnecessary service upon those respondents who, although participating carriers in the tariff schedules which are the subject of investigation herein, are not actively interested in the outcome of such investigation, subsequent service on respondents herein of notices and orders of the Commission will be limited to those respondents who—

(1) Have been identified by name in the order or orders of investigation herein,

(2) Specifically make written request to the Secretary of the Commission to be included on the service list, or

(3) Have appeared at a hearing.

Dated at Washington, D.C., this 1st day of February A.D. 1967.

By the Commission, Commissioner Walrath.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-2520; Filed, Mar. 3, 1967; 8:50 a.m.]

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